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- 1 Introduced by Mr. Alpiner, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Farm Drainage.

## A BILL

An Act to provide for the refunding of moneys in drainage districts illegally levied and collected, or legally levied and collected, and the proposed improvement for which the same was levied, abandoned.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
*represented in the General Assembly:* That all taxes or assessments that may  
 have been heretofore or hereafter illegally levied and collected, or legally levied  
 and collected and the proposed improvement for which the same was levied and  
 collected abandoned, by any drainage district organized under any law of this  
 State, and the money so collected, in either case, being in the hands of the  
 treasurer of such drainage district, may refund the said money unexpended to  
 the respective persons in the proportion which same was paid by them.

Sec. 2. And for such purpose the commissioners shall file a petition in  
 the county court in the county in which said drainage district was organized,  
 setting forth the levying and collection of such taxes and the reasons why said  
 money was not expended. On such petition being filed the court may set a date



5 and fix a time and place for its hearing and order the commissioners to cause  
6 a notice of the time and place of said hearing, addressed "to all persons con-  
7 cerned," to be given by publishing same twice, once each week for two successive  
8 weeks, in a newspaper having a general circulation in the county in which the  
9 major portion of such district lies, and by posting ten of said notices in ten of  
10 the most public places in said drainage district, which publication and posting  
11 shall be for the space of ten days before the day set for the said hearing on  
12 said petition, and upon the hearing if the court finds from the evidence that said  
13 money is on hand and was illegally levied and collected or that the proposed  
14 work for which same was levied and collected was abandoned, shall order and  
15 direct the commissioners to return the proportion of said money unexpended  
16 to the respective payees thereof by issuing orders on the treasurer for the said  
17 respective proportionate amounts to the person, or persons, from whom same  
18 was collected.

Sec. 3. Whereas, an emergency exists, therefor this Act shall take effect  
2 and be in force from and after its passage.





- 1 Introduced by Mr. Baker, February 1, 1921.
- 2 Read by title, ordered printed, and referred to Committee on Elections.

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## A BILL


For an Act to amend Section 63 of "An Act in regard to elections, and to provide for filling vacancies in elective offices," approved April 3, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 63 of "An Act in regard to elec-  
3 tions, and to provide for filling vacancies in elective offices," approved April  
4 3, 1872, in force July 1, 1872, as amended, is amended to read as follows:

Sec. 63. All judges and clerks of election in *all* counties shall be allowed  
2 the sum of six dollars (\$6.00) per day for their services including all cities  
3 under the jurisdiction of a board of election commissioners. *But* all judges and  
4 clerks of elections in cities having a population of five hundred thousand in-  
5 habitants or over, shall be allowed the sum of seven dollars (\$7.00) per day for  
6 their services for each regular election and for each primary and five dollars  
7 (\$5.00) for each registration and revision. For the day of election or for each  
8 primary, *judges and clerks* of election shall be credited with only one day's ser-  
9 vices each; *but for the day of election on which presidential electors are chosen,*  
10 *judges and clerks of election shall be credited with two days' services each.*





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AMENDMENT TO

52d G. A.

HOUSE BILL No. 2

1921



1 Adopted March 22, 1921.

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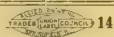
AMENDMENT NO. 1.

Amend printed House Bill No. 2, on page 1, Section 63, line 9, by striking out  
2 the words "on which presidential electors are chosen," and inserting in lieu  
3 thereof the words "*on which a president of the United States is elected.*"









- 1 Introduced by Mr. Baldwin, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For An Act in relation to morons.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That the word "moron" in this Act shall  
3 be construed to mean any person who is lacking in the control of his sex passion  
4 to such a degree as to be a menace to his own welfare, to the welfare of others or  
5 to the welfare of the community, and who is not classifiable as an "insane per-  
6 son" or as a "feeble-minded person."

Sec. 2. Except as herein provided, from and after the passage of this Act  
2 no moron or person supposed to be a moron but who shall not have been legally  
3 adjudged to be a moron, shall by reason of his being a moron or supposed  
4 moron be restrained of his liberty: *Provided,* That this section shall not be  
5 construed to forbid the temporary detention of an alleged moron for a reason-  
6 able time, not exceeding two weeks, pending a judicial investigation of the ques-  
7 tion whether such person is a moron.



Sec. 3. When any person shall be, or is supposed to be, a moron, any reputable citizen of the county in which such person resides or is found may file with the clerk of the county court of said county a statement, in writing, under oath, setting forth that the person named is a moron and unsafe to be at large and that the welfare of himself or others requires his restraint or commitment to some hospital for the custody and treatment of morons, the said statement must be accompanied by the names of the witnesses (one of whom at least must be a physician having personal knowledge of the case), by whom the truth of the allegations therein contained may be substantiated and proved: *Provided, That* when it shall appear by such statement that the person alleged to be a moron has not been examined by a physician, the judge may appoint a qualified physician of the county or an alienist to make such examination and allow him compensation therefor, not exceeding five dollars (\$5.00), which shall be taxed and collected as herein provided in respect to other costs in proceedings in inquests of lunacy.

Sec. 4. Upon the filing of the statement aforesaid the jurisdiction, proceedings and powers as to the person alleged to be a moron and his estate, shall be in accordance with the provisions of an Act entitled, "An Act to revise the law in relation to the commitment and detention of lunatics, and to provide for the appointment and removal of conservators, and to repeal certain acts therein named," approved June 21, 1893, in force July 1, 1893, as amended: *Provided,* That any person adjudged to be a moron shall be committed to the Illinois Asylum for Insane Criminals at Chester, Illinois, or to such hospital for the custody and treatment of morons as the State may provide.





1 Adopted May 3, 1921.

AMENDMENT NO. 1.

Amend House Bill No. 3 in the title thereof by striking out the word "moron" and  
2 insert in lieu thereof the word "degenerates."

AMENDMENT NO. 2.

Amend House Bill No. 3 in Section One by striking out the word "moron" in line  
2 two and insert in lieu thereof the word "degenerate."

AMENDMENT NO. 3.

Amend House Bill No. 3, Section One, by striking out the word "sex-passion" in  
2 line three and add the following after the word "his" in line three of said section: "or  
3 her criminal tendencies or of his or her sexual passions."

AMENDMENT NO. 4.

Amend House Bill No. 3, Section One, line four after the word "his" by inserting  
2 the words "or her."

AMENDMENT NO. 5.

Amend House Bill No. 3, Section Two, line two by striking out after the word  
2 "no" in said line, the word "moron" and inserting in lieu thereof the word "degener-  
3 ate." Also in same line by striking out the word "moron" after the letter "a" in said  
4 line and insert in lieu thereof the word "degenerate." And also by striking out the word  
5 "moron" wherever it appears in this bill, and inserting in lieu thereof in such case the  
6 word "degenerate."



## AMENDMENT NO. 6.

.Amend House Bill No. 3, Section Three, line five by adding after the word "him-  
2 self" the words "or herself," and in the same line adding the words "or her" after the  
3 word "his," also by striking out the word "morons" in line six and inserting in lieu  
4 thereof the word "degenerates."

## AMENDMENT NO. 7.

Amend House Bill No. 3, Section Four, line two by adding after the word "his"  
2 the words "or her," also by striking out the word "moron;" in the same section, line  
3 nine, the word "morons" and insert in lieu thereof the word "degenerates."





1 Introduced by Mr. Boyd, February 1, 1921.

2 Read by title, ordered printed, and referred to Committee on Municipalities.

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## A BILL

For an Act to add Article XVI to "An Act to provide for the incorporation of cities and villages," approved April 10, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Article XVI is added to "An Act to pro-  
3 vide for the incorporation of cities and villages," approved April 10, 1872, in  
4 force July 1, 1872, as amended, this Article to read as follows:

### ARTICLE XVI.

Sec. 1. *Subject to the provisions of Section 2 of this Article, all cities and*  
2 *villages in this State having a population of five thousand or less, which are*  
3 *now or may hereafter become incorporated under this Act, shall, in addition to*  
4 *all the rights, powers and authority in them vested by virtue of this Act, have*  
5 *the further and additional rights, powers and authority contained in this Article,*  
6 *which for convenience is designated "The Managerial Form of Municipal*  
7 *Government."*



Sec. 2. *Such cities and villages in order to vest themselves with the Managerial Form of Municipal Government shall act in accordance with the procedure provided in "The Commission Form of Government Act," known as Article XIII of this Act. In the form of the petition provided for in Section 3 of said Article XIII, the words "The Managerial Form of Municipal Government" shall be substituted for the words, "The Commission Form of Municipal Government."*

Sec. 3. *Upon the adoption of this Article as prescribed in Sections 2 to 8, inclusive, of said Article XIII, by any such city or village, said city or village shall become vested with all the privileges conferred by Article XIII, together with the procedure for elections therein described, the officers therein named, and the powers and limitations therein set forth, and said Article XIII shall apply except as herein modified.*

Sec. 4. *The council shall consist of a mayor and four commissioners. The term of office of the mayor shall be two years and the term of the commissioners shall be four years, except that the two commissioners receiving the lowest vote at the first election shall serve for two years only. The election for officers therein prescribed shall be biennial instead of quadrennial and after the first election but two commissioners shall be voted for by each elector at the primary elections and but two commissioners shall be voted for by each elector at each general biennial election to serve for four years; and to secure this result, the form of ballots prescribed in sections 14 and 19 of said Article XIII shall be modified by printing the words "Vote for Two" instead of the words "Vote for Four."*

Sec. 5. *The mayor shall preside at all meetings of the council and on all ceremonial occasions and he shall be recognized as the official head of the city or village by the courts for the purpose of serving civil processes and by the Governor for all legal purposes. He shall, during vacancies in the office of city or village manager, absence or inability to act of said manager, perform the duties of said manager, unless the council shall otherwise provide.*



Sec. 6. *All the corporate powers of the city or village shall be vested in the council and shall include the powers granted to the council in said Article XIII and particularly in sections 22 and 23 thereof, with the exception that its duties shall be purely legislative, while the executive and administrative powers conferred on the council and the commissioners by said Article shall only be exercised when delegated to the appointive officers herein provided for.*

Sec. 7. *The council shall appoint a city or village manager, who shall be the administrative head of the municipal government and shall be responsible for the efficient administration of all departments. He shall be appointed without regard to his political beliefs and may or may not be a resident when appointed. He shall hold office at the will of the council.*

*The powers and duties of the manager shall be:*

*(a) To see that the laws and ordinances are enforced;*

*(b) To appoint and, except as herein provided, remove all directors of departments, no appointment to be made upon any basis other than that of merit and fitness;*

*(c) To exercise control of all departments and divisions created herein or that may be hereafter created by the council;*

*(d) To attend all meetings of the council with the right to take part in the discussions but having no vote;*

*(e) To recommend to the council for adoption such measures as he may deem necessary or expedient;*

*(f) To perform such other duties as may be prescribed by this Article or may be required of him by ordinance or resolution of the council.*

*The city or village manager shall receive such salary as may be fixed by ordinance of the council and he may be removed from office by a majority vote of the council.*

Sec. 8. *Under the general supervision and administrative control of the city or village manager there shall be four departments and such other depart-*

ments as the council may by ordinance prescribe. Said four departments shall be known as department of accounts and finance; department of public health and safety; department of streets and public improvements; and department of public property; and each department shall be under the immediate administrative control of an officer to be known as director of.....(name of department) and who shall appoint all subordinates in his department. The council shall directly appoint a city or village treasurer, a clerk of its meetings, and such other officers as are prescribed by law, and shall employ an auditor or auditors to maintain a continuous audit of all departments and to make report thereof to the city or village manager.

Sec. 9. As soon as the council shall have organized after the adoption of this Article, it shall pass a general ordinance amplifying the powers and duties of the city or village manager in conformity with this Article, defining the scope of each department and of each division thereunder, and defining and prescribing the powers and duties of the director of each department and the division officers and fixing the salaries of all appointive officers and their terms of office.

Sec. 10. The city or village council shall, by ordinance, provide for the filling of the municipal offices required in section 2 of "An Act concerning local improvements," approved June 14, 1897, in force July 1, 1897, as amended. Said offices may be independent offices; or other city or village officers, directors of departments, or division superintendents may be by said ordinance designated as ex-officio officers charged with the duties of the offices named in said section. The board of local improvements shall be constituted as provided in section 6 of that Act.

Sec. 11. In cities or village where a city or village manager shall be appointed, as provided herein, the yearly salary of the mayor shall not exceed five hundred dollars. The salary of each commissioner shall not exceed ten dollars for each meeting of the council attended by him from roll call to



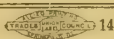
5 adjournment, and three dollars per day for the time spent in committee work,  
6 but the total salary of each commissioner shall not exceed three hundred dollars  
7 per year.





AMENDMENTS TO  
52d G. A. HOUSE BILL No. 4 1921

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1 Adopted March 9, 1921.

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AMENDMENT NO. 1.

Amend printed House Bill No. 4, on page 4, section 11, lines 2 and 3, by  
2 striking out the words "The yearly salary of the mayor shall not exceed five  
3 hundred dollars," and inserting in lieu thereof the words, "the mayor of such  
4 city shall receive seven dollars for each meeting of the council attended by him."

AMENDMENT NO. 2.

Amend printed House Bill No. 4, on page 4, section 11, line 4, by striking  
2 out the word "ten" and substituting in lieu thereof, the word "seven."

AMENDMENT NO. 3.

Amend printed House Bill No. 4, on page 5, section 11, line 5, by striking  
2 out the words "and three dollars per day for the time spent in committee  
3 work."

AMENDMENT NO. 4.

Amend printed House Bill No. 4, on page 5, section 11, line 6, by inserting  
2 after the word "of" the words "the mayor and"

AMENDMENT NO. 5.

Amend House Bill No. 4, in line 5, section 7, page 3 of the printed bill, by  
2 striking out the words "at the will of the council" and by inserting in lieu  
3 thereof the words "for the same length of time and the same period, as the  
4 mayor of the particular city or village elected under this Act or the Commission  
5 form of government act."

## AMENDMENT NO. 6.

Amend House Bill No. 4, in lines 20 and 21, page 3, section 7 of the printed  
2 bill, by striking out the words “and he may be removed from office by a majority  
3 vote of the council” and by inserting in lieu thereof the words “not less, how-  
4 ever, than the salary provided by law for the mayor of the particular city or  
5 village.”

## AMENDMENT NO. 7.

Amend House Bill No. 4, page 3 thereof, by inserting after line 18, the  
2 following: “(g) To make all appointments which the Council or Mayor has  
3 heretofore been empowered by law to make, and to discharge such appointees  
4 at will. Any appointment made, or any action taken by said Manager, during  
5 his term of office, or appointment, shall be approved in full by the Mayor and  
6 the Council.”

## AMENDMENT NO. 8.

Amend House Bill No. 4, line 1, section 7, page 3 of printed bill, by strik-  
2 ing out the word “shall” and inserting in lieu thereof the words “may at  
3 discretion.”





- 1 Introduced by Mr. Brinkman, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Agriculture.

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## A BILL

For an Act in relation to wild plants.

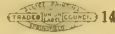
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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Any person who shall wilfully destroy  
3 or pull, tear or dig from the property of another, without the permission of the  
4 owner or person entitled to possession, any spring beauty, blood-root, lady  
5 slipper, columbine, lotus, trillium or gentian, or who shall wilfully sell, expose  
6 for sale or purchase any flowers, roots, bulbs or whole plants of any such wild  
7 plants so gathered or taken, shall be punished by a fine of not less than ten  
8 dollars nor more than one hundred dollars. Ane-half of said fine shall be paid  
9 to the person making and filing the complaint, and one-half to the school fund  
10 of the county in which the said conviction is obtained.

Sec. 2. Prosecutions under this Act shall be commenced within six months  
2 from the time the offense was committed and not afterwards.







1 Introduced by Mr. Castle, February 1, 1921.

2 Read by title, ordered printed and referred to Committee on Efficiency and  
Economy.

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## A BILL

For an Act to amend Sections 5, 7, 9, 56, and 57 of "The Civil Administrative Code of Illinois," approved March 7, 1917, in force July 1, 1917, as amended, and to add Sections 6a, 57a, and 57b thereto.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 5, 7, 9, 56 and 57 of "The Civil  
3 Administrative Code of Illinois," approved March 7, 1917, in force July 1,  
4 1917, as amended, are amended, and Sections 6a, 57a, and 57b are added thereto,  
5 the amended and added sections to read as follows:

Sec. 5. In addition to the directors of departments, the following execu-  
2 tive and administrative officers, boards and commissions, which said officers,  
3 boards and commissions in the respective departments, shall hold offices hereby  
4 created and designated as follows:

5 *In the Department of Finance:*

6 Assistant director of finance;

- 7        Administrative auditor;
- 8        Superintendent of budget;
- 8½      Superintendent of department reports;
- 9        Statistician;
- 10       The Tax Commission, which shall consist of three officers designated as tax
- 11 commissioner.
- 12    *In the Department of Agriculture:*
- 13       Assistant director of agriculture;
- 14       General manager of the State fair;
- 15       Superintendent of foods and dairies;
- 16       Superintendent of animal industry;
- 17       Superintendent of plant industry;
- 18       Chief veterinarian;
- 19       Chief game and fish warden;
- 20       The food standard commission, which shall consist of the superintendent of
- 21 foods and dairies and two officers designated as food standard officers.
- 22    *In the Department of Labor:*
- 23       Assistant director of labor;
- 24       Chief factory inspector;
- 25       Superintendent of free employment offices;
- 26       Chief inspector of private employment agencies;
- 27       The industrial commission, which shall consist of five officers designated as
- 28 industrial officers.
- 29    *In the Department of Mines and Minerals:*
- 30       Assistant director of mines and minerals;
- 31       The mining board, which shall consist of four officers designated as mine
- 32 officers and the director of the department of mines and minerals;
- 33       The miners' examining board, which shall consist of four officers, desig-
- 34 nated miners' examining officers.
- 35    *In the Department of Public Works and Buildings:*
- 36       Assistant director of public works and buildings;



- 37 Superintendent of highways;
- 38 Chief highway engineer;
- 39 Supervising architect;
- 40 Supervising engineer;
- 41 Superintendent of waterways;
- 42 Superintendent of printing;
- 43 Superintendent of purchases and supplies;
- 44 Superintendent of parks.
- 45 *In the Department of Public Welfare:*
- 46 Assistant director of public welfare;
- 47 Alienist;
- 48 Criminologist;
- 49 Fiscal supervisor;
- 50 Superintendent of charities;
- 51 Superintendent of prisons;
- 52 Superintendent of pardons and paroles.
- 53 *In the Department of Public Health:*
- 54 Assistant director of public health;
- 55 Superintendent of lodging house inspection.
- 56 *In the Department of Trade and Commerce:*
- 57 Assistant director of trade and commerce;
- 58 Superintendent of insurance;
- 59 Fire marshal;
- 60 Superintendent of standards;
- 61 Chief grain inspector;
- 62 The Public Utilities Commission *for the First District and*
- 63 *The Public Utilities Commission for the Second District, each commission*
- 64 *to consist of five officers designated Public Utility Commissioners;*
- 65 Secretary of the Public Utilities Commission *for the First District and*

66        *Secretary of the Public Utilities Commission for the Second District.*

67    *In the Department of Registration and Education:*

68        Assistant director of registration and education;

69        Superintendent of registration;

70        The normal school board, which shall consist of nine officers, together with  
71 the director of the department and the superintendent of public instruction.

72        The above named officers, and each of them, shall, except as otherwise pro-  
73 vided in this Act, be under the direction, supervision and control of the director  
74 of their respective departments, and shall perform such duties as such director  
75 shall prescribe.

      Sec. 6a.    *There are created two public utility districts, to be known as the*  
2    *first district and the second district. The first district shall include Cook*  
3    *County. The second district shall include all the territory of the State outside*  
4    *of Cook County.*

      Sec. 7.    One food standard officer shall be a representative of the Illinois  
2    food manufacturing industries and the other shall be an expert food chemist of  
3    known reputation.

4        The fifteen agricultural advisors shall be persons engaged in agricultural  
5    industries, not excluding representatives of the agricultural press and of the  
6    State Agricultural Experiment Station.

7        Of the five industrial officers, two shall be representative citizens of the  
8    employing class operating under the Workmen's Compensation Act, two shall  
9    be representative citizens chosen from among the employees operating under  
10   such Act, and the other shall be a representative citizen not identified with  
11   either the employing or employee classes.

12        Of the five Illinois free employment office advisors, two shall be representa-  
13   tives of employers, two representatives of organized labor, and one representa-  
14   tive citizen who is neither an employer nor an employee.



15       The five local Illinois free employment office advisors shall have the same  
16 qualifications as the Illinois free employment office advisors.

17       The director of mines and minerals shall be a person thoroughly conversant  
18 with the theory and practice of coal mining, but who is not identified with either  
19 coal operators or coal miners. Of the four mine officers, two shall be coal oper-  
20 ators and two shall be practical coal miners.

21       Each of the three miners' examining officers shall have had at least five  
22 years' practical and continuous experience as a coal miner and have been actu-  
23 ally engaged as a coal miner in this State continuously for twelve months next  
24 preceding his appointment, and no one of whom shall hold any lucrative public  
25 office, Federal, State or municipal.

26       Of the eight art commissioners, two shall be painters, two sculptors, two  
27 architects, and two neither painters, sculptors nor architects.

28       The director of public health shall be a person licensed to practice medi-  
29 cine and surgery in this State and shall have had at least five years' practical  
30 experience in the practice of medicine and surgery in this State and at least six  
31 years' practical experience in public health work.

32       The assistant director of public health shall be a person licensed to practice  
33 medicine and surgery in this State and shall have had at least five years' prac-  
34 tical experience in the practice of medicine and surgery in this State and at  
35 least three years' practical experience in public health work.

36       *Each public utility commissioner shall be a resident of the district for which*  
37 *he is appointed.* No public utility commissioner or employee of either public  
38 utility commission shall be in the employ of or hold any official relation to any  
39 corporation or person subject in whole or in part to regulation by either of the  
40 public utilities commissions nor shall he hold stocks or bonds in any corpora-  
41 tion or be in any other manner pecuniarily interested therein, directly or in-  
42 directly, and if any public utility commissioner or employee shall voluntarily be-  
43 come so interested his office or employment shall *ipso facto* become vacant, and  
44 if any public utility commissioner or employee becomes so interested otherwise

45 than voluntarily he shall, within a reasonable time, divest himself of such  
46 interest.

47 The chief grain inspector shall be a person who is not interested either di-  
48 rectly or indirectly, in any warehouse in this State, and who is not a member of  
49 the board of trade.

50 Neither the director, assistant director, superintendent of registration, nor  
51 any other executive and administrative officer in the department of registration  
52 and education shall be affiliated with any college or school of medicine, phar-  
53 macy, dentistry, nursing, optometry, embalming, barbering, veterinary medicine  
54 and surgery, architecture, or structural engineering, either as teacher, officer  
55 or stockholder, nor shall he hold a license or certificate to exercise or practice  
56 any of the professions, trades or occupations regulated.

57 No more than two members of the normal school board shall be residents  
58 of any one congressional district.

59 The board of natural resources and conservation shall be composed of the  
60 director of registration and education, who shall be *ex officio* chairman thereof,  
61 the president of the University of Illinois or his representaive, and one expert  
62 each in biology, geology, engineering, chemistry and forestry, qualified by ten  
63 years' experience in practicing or teaching their several professions.

64 The board of State museum advisors shall be composed of one expert each  
65 in botany, ethnology, zoology, manufacture and museum administration.

Sec. 9. The executive and administrative officers whose offices are created  
2 by this Act, shall receive annual salaries, payable in equal monthly installments,  
3 as follows:

4 *In the Department of Finance:*

5 The director of finance shall receive seven thousand dollars;

6 The assistant director of finance shall receive forty-two hundred dollars;

7 The administrative auditor shall receive forty-eight hundred dollars;

8 The superintendent of bodget shall receive three thousand six hundred  
9 dollars;



10 The superintendent of department reports shall receive thirty-six hundred  
11 dollars;

12 The statistician shall receive four thousand dollars;

13 Each tax commissioner shall receive six thousand dollars;

14 *In the Department of Agriculture:*

15 The director of agriculture shall receive six thousand dollars;

16 The assistant director of agriculture shall receive thirty-six hundred dollars;

17 The general manager of the State fair shall receive thirty-six hundred  
18 dollars;

19 The superintendent of foods and dairies shall receive forty-eight hundred  
20 dollars;

21 The superintendent of animal industry shall receive thirty-six hundred  
22 dollars;

23 The superintendent of plant industry shall receive thirty-six hundred  
24 dollars;

25 The chief veterinarian shall receive forty-two hundred dollars;

26 The chief game and fish warden shall receive three thousand six hundred  
27 dollars;

28 Each food standard officer shall receive four hundred and fifty dollars;

29 *In the Department of Labor:*

30 The director of labor shall receive five thousand dollars;

31 The assistant director of labor shall receive three thousand dollars;

32 The chief factory inspector shall receive three thousand dollars;

33 The superintendent of free employment offices shall receive three thousand  
34 dollars;

35 The chief inspector of private employment agencies shall receive three thou-  
36 sand dollars;

37 Each industrial officer shall receive five thousand dollars.

38 *In the Department of Mines and Minerals:*

39 The director of mines and minerals shall receive five thousand dollars;

40       The assistant director of mines and minerals shall receive three thousand  
41 dollars;

42       Each mine officer shall receive five hundred dollars;

43       Each miners' examining officer shall receive one thousand eight hundred  
44 dollars;

45 *In the Department of Public Works and Buildings:*

46       The director of public works and buildings shall receive seven thousand  
47 dollars;

48       The assistant director of public works and buildings shall receive four  
49 thousand dollars;

50       The superintendent of highways shall receive five thousand dollars;

51       The chief highway engineer shall receive five thousand dollars;

52       The supervising architect shall receive four thousand dollars;

53       The supervising engineer shall receive four thousand dollars;

54       The superintendent of waterways shall receive five thousand dollars;

55       The superintendent of printing shall receive five thousand dollars;

56       The superintendent of purchases and supplies shall receive five thousand  
57 dollars;

58       The superintendent of parks shall receive twenty-five hundred dollars.

59 *In the Department of Public Welfare:*

60       The director of public welfare shall receive seven thousand dollars;

61       The assistant director of public welfare shall receive four thousand dollars;

62       The alienist shall receive five thousand dollars;

63       The criminologist shall receive five thousand dollars;

64       The fiscal supervisor shall receive five thousand dollars;

65       The superintendent of charities shall receive five thousand dollars;

66       The superintendent of prisons shall receive five thousand dollars;

67       The superintendent of pardons and parols shall receive five thousand dollars.

68 *In the Department of Public Health:*

69       The director of public health shall receive six thousand dollars;

70 The assistant director of public health shall receive three thousand six hun-  
71 dred dollars;

72 The superintendent of lodging house inspection shall receive three thou-  
73 sand dollars;

74 *In the Department of Trade and Commerce:*

75 The director of trade and commerce shall receive seven thousand dollars;

76 The assistant director of trade and commerce shall receive four thousand  
77 dollars;

78 The superintendent of insurance shall receive five thousand dollars;

79 The fire marshal shall receive three thousand dollars;

80 The superintendent of standards shall receive twenty-five hundred dollars;

81 The chief grain inspector shall receive five thousand dollars;

82 Each public utility commissioner shall receive seven thousand dollars;

83 The secretary of *each* public utility commission shall receive four thousand  
84 dollars.

85 *In the Department of Registration and Education:*

86 The director of registration and education shall receive five thousand  
87 dollars;

88 The assistant director of registration and education shall receive three thou-  
89 sand six hundred dollars;

90 The superintendent of registration shall receive four thousand two hun-  
91 dred dollars.

## THE DEPARTMENT OF TRADE AND COMMERCE.

Sec. 56. The department of trade and commerce shall have power:

2 1. To exercise through the *two* public utilities commissions created by  
3 this Act, all the rights, powers and duties vested by law in the State Public  
4 Utilities Commission, its officers and employees.

5 2. To exercise the rights, powers and duties vested by law in the insur-  
6 ance superintendent, his officers and employees.



7        3. To exercise the rights, powers and duties vested by law in the chief  
8 inspector of grain, deputy grain inspectors, deputy chief grain inspector, and  
9 the warehouse registrar, the assistant warehouse registrars, State weigh-  
10 mas-ters, assistant State weighmasters, and other officers and employees of the  
11 grain inspection service.

12       4. To exercise the rights, powers and duties vested by law in the inspec-  
13 tors of automatic couplers, power brakes and grab irons or hand holds on rail-  
14 road locomotives, tenders, cars and similar vehicles, their officers and employees.

15       5. To exercise the rights, powers and duties, vested by law in the State  
16 fire marshal, deputy State fire marshal, inspectors and other officers and em-  
17 ployees of the State fire marshal.

18       6. To execute and administer all laws and regulations, now or hereafter  
19 enacted, relating to weights and measures.

20       7. To execute and administer all laws and regulations, now or hereafter  
21 enacted, relating to standards of quantity and quality of and for commodities.

22       8. To execute and administer all laws and regulations, now or hereafter  
23 enacted, relating to the safety and purity of illuminating oils and gasoline.

Sec. 57. *Except as otherwise provided in this Act the two public utility*  
2 *commissions* created by this Act shall, *in their respective districts*, exercise the  
3 rights, powers and duties vested by law in the State Public Utilities Commis-  
4 sion under an Act entitled "An Act to provide for the regulation of public utili-  
5 ties," approved June 30, 1913, in force January 1, 1914, or any future amend-  
6 ments thereto or modifications thereof.

7       Said Act and all amendments thereto and modifications thereof, if any,  
8 shall be administered by the *two public utilities commissions* created by this  
9 Act, and in *their names*, without any direction, supervision or control by the  
10 director of trade and commerce.

Sec. 57a. *The jurisdiction of the Public Utilities Commission for the First*  
2 *District shall extend:*

3       1. *To railroads and street railroads lying exclusively within the first dis-*  
4 *trict, and to persons owning, leasing or operating them.*

5       2. *To street railroads any portion of whose lines lies within the first dis-*  
6 *trict, so far as concerns transportation of persons or property on such street*  
7 *railroads within that district or from a point within either district to a point*  
8 *within the other district, and to persons owning, leasing or operating them;*  
9 *but the commission for the second district shall have jurisdiction over such*  
10 *portion of the lines of such street railroads as lies within the second district,*  
11 *and over the persons owning, leasing or operating the same, so far as concerns*  
12 *the construction, maintenance, stationary equipment, terminal facilities, sta-*  
13 *tions and local transportation facilities of such street railroads within the second*  
14 *district.*

15       3. *To such portion of the lines of any other railroad as lies within the*  
16 *first district, and to persons owning, leasing or operating the same, so far as*  
17 *concerns the construction, maintenance, stationary equipment, terminal facili-*  
18 *ties, stations and local transportation of persons or property within the first*  
19 *district.*

20       4. *To any public utility other than a railroad or street railroad operating*  
21 *or doing business within that district, so far as concerns operations exclusively*  
22 *within that district.*

      Sec. 57b. *All jurisdiction not especially granted to the Public Utilities*  
2 *Commission for the first district shall be vested in, and exercised by, the Public*  
3 *Utilities Commission for the second district, including the regulation and con-*  
4 *trol of all transportation of persons or property and the instrumentalities con-*  
5 *nected with such transportation on any railroad, other than a street railroad,*  
6 *from a point within either district to a point within the other district.*







- 1 Introduced by Mr. Church, 1921.
- 2 Read by title, ordered printed and referred to Committee on Contingent Expenses.

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## A BILL

For an Act to authorize the Department of Public Works and Buildings to contract for and cause to be installed in the chamber of the House of Representatives an electrical and mechanical system for registration of votes of members of the House of Representatives and making an appropriation therefor.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That the Department of Public Works  
3 and Buildings are hereby authorized and directed to contract for an cause to be  
4 installed an electrical and mechanical system for the instantaneous registration  
5 of the votes of the members of the House of Representatives on all questions re-  
6 quiring a roll call. The cost of the system completely installed shall not exceed  
7 the sum of thirty thousand six hundred dollars (\$30,600), and the vender shall  
8 guarantee to repair said system free of charge for a period of five years from the  
9 date of installation from any defects due to material, workmanship or method of  
10 construction or installation. The vender shall file a bond in the sum of three  
11 thousand dollars (\$3,000) with good and sufficient sureties with the Department

12 of Public Works and Buildings, conditioned for the faithful performance of the  
13 contract as above provided. No part of the contract price shall be paid until a  
14 committee composed of three members of the House of Representativss, to be  
15 named by the Speaker, shall approve of the system after it is completely installed.

Sec. 2. It is further provided that the said installation shall be completed  
2 on or before January 1, 1922.

Sec. 3. For the purpose of carrying out this Act, there is hereby appro-  
2 priated out of any moneys in the State Treasury not otherwise appropriated,  
3 the sum of thirty thousand six hundred dollars (\$30,600), or so much thereof as  
4 may be necessary, to comply with the provisions of this Act.



- 1 Introduced by Mr. Devine (by request), February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act to make an appropriation to Alvina Franz.

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WHEREAS, Honorable Charles F. Franz, prior to his death on the 24th day  
2 of December, 1920, had been duly elected as a member of the Fifty-second Gen-  
3 eral Assembly; and

4 WHEREAS, The said Charles F. Franz, if he had lived and taken the oath of  
5 office as a member of the Fifty Second General Assembly, would have received  
6 from the State of Illinois the sum of \$3,550.00 for salary and incidental expenses;  
7 and

8 WHEREAS, The said Charles F. Franz left surviving him his widow, Alvina  
9 Frand; now, therefore:

---

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The sum of \$3,550.00 is hereby appropri-  
3 ated to Alvina Franz, widow of Honorable Charles F. Franz.



Sec. 2. The Auditor of Public Accounts is directed to draw his warrant  
2 upon the State Treasurer for the sum herein appropriated.

Sec. 3. Because of an emergency this Act shall take effect on its passabe.

- 1 Introduced by Mr. Epstein, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on License and  
Miscellany.

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## A BILL

For an Act in relation to athletic exhibitions.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The Governor shall appoint three per-  
3 sons to constitute an athletic commission to be known as the State Athletic  
4 Commission. One of said persons shall be appointed for a period of one year,  
5 one for a period of two years, and one for a period of three years from and after  
6 the taking effect of this Act, and upon the expiration of the terms of such re-  
7 spective commissioners the Governor shall appoint their successors, each to  
8 serve for a term of three years or until their successors are appointed and qual-  
9 ified.

Sec. 2. The Governor shall appoint a secretary to the commission whose  
2 duty it shall be to keep a full and true record of all its proceedings and keep the  
3 books and records in the general offices of the commission and to perform such  
4 other duties as the commission may prescribe. The secretary shall hold office  
5 for three years unless removed for cause by the Governor.

Sec. 3. The commission shall maintain offices for the transaction of its business in the State Capitol in the city of Springfield, Illinois, and may maintain offices in any other city that the commission may designate. Two members of said commission shall constitute a quorum for the transaction of business.

Sec. 4. The said commission shall within thirty days after its appointment and on or before the first day of October of each year thereafter organize by appointing one member thereof as its chairman. The commission may make such rules and regulations as it may deem expedient for the transaction of its business and may from time to time amend such rules and regulations. The commission is hereby empowered to appoint such assistants and clerks as it may deem necessary for the proper transaction of its business. The salaries of such employees shall be fixed by the commission. The commissioners and their employees shall be reimbursed for all actual and necessary traveling expenses and disbursements incurred by them in the discharge of their official duties. The commission may also incur the necessary expenses for office furniture, stationery, printing, and other incidental expenses. The commission shall make an annual report of all its proceedings and a list of the licenses granted hereunder, together with the names of the persons, clubs, corporations or associations to whom such licenses have been granted, which report shall be addressed to the Governor and shall be made on or before December 31 in each year, and the commission shall send with such report such recommendations as it may deem desirable.

Sec. 5. The salary of each commissioner shall be five thousand (\$5,000.00) dollars annually, and the salary of the secretary shall be four thousand (\$4,000.00) dollars annually, payable in monthly installments by the State Treasurer on voucher signed by the chairman and attested by the Secretary of the commission drawn on the State Auditor of Public Accounts.

Sec. 6. Boxing and sparring matches or sparring exhibitions may be held within this State by clubs, associations or corporations subject to the direction,



3 management and control of the State Athletic Commission, which is hereby  
4 vested with the jurisdiction over all boxing and sparring matches and sparring  
5 exhibitions to be conducted within this State by any club, corporation or asso-  
6 ciation. No boxing or sparring match or sparring exhibition shall be conducted  
7 within this State except by virtue of a license issued by the State Athletic Com-  
8 mission in accordance with the provisions of this Act. Before any boxing or  
9 sparring matches or sparring exhibitions shall be conducted the club, corpora-  
10 tion, or association desiring to conduct such match or exhibition shall obtain a  
11 license from the State Athletic Commission.

Sec. 7. The State Athletic Commission shall issue a license to conduct box-  
2 ing or sparring matches or sparring exhibitions to any club, corporation or asso-  
3 ciation which shall comply with the following conditions:

4 (a) Which shall, at the time the application is made, have owned or, for at  
5 least one year, held a lease of the building, grounds or headquarters wherein it  
6 is proposed to conduct such boxing or sparring matches or sparring exhibitions.

7 (b) Which shall have filed with the State Treasurer the bond provided for  
8 in Section 14 of this Act.

9 (c) Which shall have obeyed every valid rule, regulation or order of the  
10 State Athletic Commission

11 (d) Which does not have among its officers any person who belonged to a  
12 club, corporation or association which has had its licenses revoked for any cause  
13 by the State Athletic Commission.

14 Every officer of such club, corporation or association must be a bona fide  
15 resident of the State of Illinois, having resided within the State one year prior  
16 to the application of such license.

17 Such license shall be valid and in effect for the period of one year from the  
18 date of its issuance.

Sec. 8. The State Athletic Commission shall revoke any license granted  
2 under this Act to any club, corporation or association:

3 (a) Which shall allow boxing or sparring matches or sparring exhibitions to be  
4 held on its premises on Sunday; or

5 (b) Which shall during the existence of any such license permit any person  
6 under the age of eighteen years to participate in any such boxing or sparring  
7 match or sparring exhibition; or

8 (c) Which shall permit any gambling or betting or wagering of an charac-  
9 ter on or in connection with any boxing or sparring match or sparring exhibi-  
10 tion before, after or during any contest held or given before such club or held in  
11 the building owned or leased by such club; or

12 (d) Which shall conduct or give or participate in any sham or fake boxing  
13 or sparring match or sparring exhibition.

14 Any club, corporation or association whose license has been revoked shall  
15 forfeit the license fee paid under the provisions of this Act and shall not there-  
16 after receive another license.

Sec. 9. Where a license granted under this Act has been cancelled or re-  
2 voked by an order of the commission the club, corporation or association by  
3 whom the license has been held is hereby given the right to review the determin-  
4 ation of the commission in the circuit court in the county where such club, cor-  
5 poration or association is situated by writ of certiorari to be taken out within  
6 thirty days after the order of the commission has been served on the club, cor-  
7 poration or association.

Sec. 10. The State Athletic Commission shall have no power to issue any  
2 license to any club, corporation or association to conduct boxing or sparring  
3 match or sparring exhibition in any city, village or incorporated town the council  
4 or village board of which has by ordinance prohibited the holding of any such  
5 boxing or sparring match or sparring exhibition.

Sec. 11. Any established or incorporated club, corporation or association  
2 to which a license has been issued by the State Athletic Commission may conduct

3 any boxing or spjarring match or sparring exhibition in the clubhouse or head-  
4 quarters leased or owned by it, or may for the purpose of conducting any such  
5 match or exhibition secure the use of any public hall, auditorium or theatre with-  
6 in the city in which such club, corporation or association is located.

Sec. 12. Every application for license as herein provided for shall be in  
2 writing and shall be addressed to the commission and shall be verified by some  
3 officer of the club, corporation or association on whose behalf the application is  
4 made. Such application shall be accompanied by an annual license fee in the  
5 sum as herein provided. In all cases where the building, grounds or head-  
6 quarters of such club, association or corporation is located in any city or village  
7 having not more than five thousand inhabitants, or where the building, grounds  
8 or headquarters of the club, association or corporation making such application  
9 is not located within the corporate limits of any city, incorporated tow nor vil-  
10 lage, the license fee shall be twenty-five (\$25.00) dollars per year. In all cases  
11 where the building, grounds or headquarters of the club, association or corpora-  
12 tion making such application is located in a city having more than five thousand  
13 but not more than fifty thousand inhabitants, the license fee shall be fifty  
14 (\$50.00) dollars. In all cases where the building, grounds or headquarters of  
15 the club, association or corporation making such application is located in a city  
16 having more than fifty thousand but not more than one hundred thousand inhab-  
17 itants, the license fee shall be one hundred (\$100.00) dollars. In all cases where  
18 the building, grounds, or headquarters owned or leased by such club, associa-  
19 tion or corporation is located in a city having more than one hundred thousand  
20 but not more than one million inhabitants, the license fee shall be two hundred  
21 (\$200.00) dollars. In all cases where the building, grounds or headquarters  
22 owned or leased by the club, association or corporation making such application  
23 is located in a city having a population of over one million inhabitants, the  
24 license fee shall be five hundred (\$500.00) dollars.



Sec. 13. All the buildings or structures used, or intended to be used for the  
2 purpose of this Act shall be properly ventilated and provided with fire exits  
3 and fire escapes, if need be, and in all manner conform to the laws, ordinances  
4 and regulations pertaining to the buildings in the city, town or village where sit-  
5 uated.

Sec. 14. Every club, corporation or association which may hold or exercise  
2 any of the privileges conferred by this Act shall within twenty-four hours after  
3 the determination of every contest, furnish to the commission a writent report,  
4 duly-verified by one of its officers, showing the number of tickets sold for such  
5 contest and the amount of the gross proceeds thereof, and such other matters as  
6 the commission may prescribe, and shall also within the said time pay to the  
7 State Tressurer a tax of five per centum of its total gross receipts from the sale  
8 of tickets of admission to such boxing or sparring match or sparring exhibition,  
9 which tax shall be placed to the credit of the general fund of the State. Before  
10 any license shall be granted to any club, corporation or association to conduct,  
11 hold or give any boxing or sparring match or sparring exhibition, such applicant  
12 therefor shall execute and file with the State Treasurer a bond in the su mof five  
13 thousand (\$5,000.00) dollars to be approved as to form, and the sufficiency of the  
14 sureties thereon, by the State Treasurer conditioned for the payment of the tax  
15 hereby imposed. Upon the filing and approval of such bond the State Treas-  
16 urer shall issue to such applicant for such license, a certificate of such filing and  
17 approval, which sall be by such applicant filed in the office of the commission  
18 with its application for such license and no license shall be issued until such cer-  
19 tificate shall have been filed.

Sec. 15. Whenever any such club, corporation or association shall fail to  
2 make a report of any contest at the time prescribed by this Act or whenever  
3 such report is unsatisfactory to the State Treasurer, he may examine or cause  
4 to be examined the books and records of such club, corporation or association  
5 and subpoena and examine under oath its officers and other persons as wit-

6 nesses for the purpose of determining the total amount of its gross receipts for  
7 any contests and the amount of tax due pursuant to the provisions of this Act,  
8 which tax he may upon and as the result of such examination fixe and deter-  
9 mine. In case of the default in the payment of any tax so ascertained to be  
10 due, together with the expenses incurred in making such examinations, for a  
11 period of twenty days after notice to such delinquent club, corporation or asso-  
12 ciation of the amount at which the same may be fixed by the State Treasurer,  
13 such delinquent shall forfeit its license and license fee and shall thereby be  
14 disqualified from receiving any new license and it shall, in addition, forfeit to  
15 the People of the State of Illinois the sum of five hundred (\$500.00) dollars,  
16 which may be recovered by the Attorney General in the name of the People of  
17 the State of Illinois in the same manner as other penalties are by law recovered.

Sec. 16. The commission shall appoint official representatives designated  
2 as inspectors, each of whom shall receive from the commission a card author-  
3 izing him to act as such inspector, wherever the commission may designate him  
4 to act. An inspector shall be present at all boxing or sparring matches or  
5 sparring exhibitions, and see that the rules of the commission, and the provi-  
6 sions of this Act are strictly observed, and shall also be present at the counting  
7 up of the gross receipts, and shall immediately mail to the commission the  
8 official box office statement received by him from the officers of the club, corpora-  
9 tion or association.

Sec. 17. No boxing or sparring match or sparring exhibition shall be held  
2 on Sunday.

Sec. 18. No person under the age of eighteen years shall be permitted to  
2 participate in any such boxing, sparring match or sparring exhibition.

Sec. 19. No gambling, betting or wagering of any character at any boxing  
2 or sparring match or sparring exhibition shall be permitted by any club, cor-

3 poration or association before, after or doing any such contest on the result,  
4 in the building where such contest is held.

Sec. 20. Each contestant shall be examined prior to entering the ring, by a  
2 physician appointed by the commission who has been licensed and has practiced  
3 in the State of Illinois for not less than five years. The physician shall certify  
4 in writing over his signature, as to the contestant's physical condition to engage  
5 in such contest and said physician shall be in attendance during said contest.  
6 Said physician shall file said report of examination with the commission within  
7 a period of twenty-four hours after the contest. Blank forms of physicians'  
8 report shall be furnished to the physicians, by the commission, and all questions  
9 on blank forms must be answered in full.

10 No boxing or sparring match or sparring exhibition shall be of more than  
11 ten rounds duration, and no one round of such exhibition shall be permitted to  
12 extend for a longer period than three minutes.

13 There shall be not less than one minute intermission between each round.

14 No contestant shall in any such boxing or sparring match or exhibition  
15 wear, or be permitted to wear, padded of standard make, gloves weighing less  
16 than five ounces, for contestant weighing one hundred and fifty-eight pounds and  
17 under, and six ounces for contestants over one hundred and fifty-eight pounds.

18 No decision shall be rendered in any contest held under the provisions of  
19 this Act.

Sec. 21. No contestant shall be permitted to participate in any boxing or  
2 sparring match or sparring exhibition, unless duly registered and licensed with  
3 said commission, the license fee to be five (\$5.00) dollars per annum.

Sec. 22. The commission shall, upon application, grant licenses to compe-  
2 tent referees, who shall be bona fide residents of the State of Illinois, having  
3 resided in the State one year, and may revoke any such license, granted to any  
4 referee, upon such cause as the commission may deem sufficient, and no person



5 shall be permitted to act as referee unless holding such license. The application  
6 for license as a referee shall be accompanied by an annual fee, which shall be  
7 twenty-five (\$25.00) dollars. The commission shall appoint from among such  
8 licensed referees, the referee for all contests held under the provisions of  
9 this Act.

Sec. 23. All fees received by the commission under the provisions of this  
2 Act shall be turned over to the State Treasurer and placed to the credit of the  
3 general fund of the State.

Sec. 24. All clubs, corporations or associations must notify the secretary  
2 of the commission in writing of the date of each and every boxing, sparring  
3 match or sparring exhibition to be held by said club, corporation or association,  
4 at least forty-eight hours prior to the holding of such contest or contests.

Sec. 25. Any contestant who shall participate in any sham or fake boxing,  
2 sparring match or sparring exhibitions, shall be penalized in the following  
3 manner: For the first offense he shall be restrained for a period of six months,  
4 such period to begin immediately after the occurrence of such offense, from  
5 participating in any boxing, sparring match or sparring exhibition to be held  
6 or given by any club, corporation or association duly licensed to give or hold  
7 such boxing or sparring match or sparring exhibition; for a second offense he  
8 shall be totally disqualified from further admission to or participation in any  
9 boxing or sparring match or sparring exhibition held or given by any club, cor-  
10 poration or association duly licensed for said purposes.

Sec. 26. Whenever any amateur boxing or sparring match or sparring  
2 exhibition is held, where no admission fee is charged, the license fee and tax  
3 provided for by this Act shall not be required.

Sec. 27. Any person who violates any of the provisions of this Act for  
2 which a penalty is not herein specifically prescribed, shall be guilty of a mis-  
3 demeanor.

Sec. 28. The provisions of sections 231, 232, 233, 234, 235 and 236 of an  
2 Act entitled, "An Act to revise the law in relation to criminal jurisprudence,"  
3 approved March 27, 1874, in force July 1, 1874, shall not apply to any boxing,  
4 sparring match or sparring exhibition conducted, held or given by any club, cor-  
5 poration or association duly licenseed in accordance with the provisions of  
6 this Act.



- 1 Introduced by Mr. Epstein, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

**A BILL**

For an Act making appropriations for salaries of officers of the State  
Athletic Commission.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* There is appropriated to the State  
3 Athletic Commission the sum of \$38,000, or so much thereof as may be neces-  
4 sary, to pay the salaries of officers of the State Athletic Commission until  
5 the expiration of the first fiscal quarter after the adjournment of the regular  
6 session of the next General Assembly at the rate of compensation as follows:

|   |   |                    |
|---|---|--------------------|
| 7 | For Commissioners (3 at \$5,000 each).....          | \$15,000 per annum |
| 8 | For Secretary of the State Athletic Commission..... | \$4,000 per annum  |

Sec. 2. This appropriation is subject to the provisions of "An Act in rela-  
2 tion to State finances," approved June 10, 1919, in force July 1, 1919.







- 1 Introduced by Mr. Epstein, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act making an appropriation for the ordinary and contingent expenses of  
the State Athletic Commission.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* There is appropriated to the State  
3 Athletic Commission the sum of \$12,000, or so much thereof as may be neces-  
4 sary, to meet the ordinary and contingent expenses of such commission until  
5 the expiration of the first fiscal quarter after the adjournment of the regular  
6 session of the next General Assembly.

Sec. 2. This appropriation is subject to the provisions of "An Act in  
2 relation to State finance," approved June 10, 1919, in force July 1, 1919.







1 Introduced by Mr. Fridricks, February 1, 1921.

2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 54 of "An Act in regard to the administration of estates," approved April 1, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 54 of "An Act in regard to the  
3 administration of estates," approved April 1, 1872, in force July 1, 1872, as  
4 amended, is amended to read as follows:

Sec. 54. The appraisers, before they proceed to the appraisement of the  
2 estate, shall take and subscribe the following oath (or affirmation), to be an-  
3 nexed or indorsed on the said warrant, viz:

4 We, and each of us, do solemnly swear (or affirm) that we will well and  
5 truly, without partiality or prejudice, value and appraise the goods, chattels  
6 and personal estate of J. K., deceased, so far as the same shall come to our  
7 sight and knowledge; and that we will, in all respects, perform our duties as  
8 appraisers to the best of our skill and judgment.

9        *The oath shall be administered by any person authorized by law to admin-*  
10 *ister oaths or the executor or the administrator of the estate or by one of the*  
11 *appraisers who has already taken and subscribed the oath.*

12        After which, the said appraisers shall proceed, as soon as conveniently  
13 may be, to the discharge of their duty, and shall set down each article, with  
14 the value thereof in dollars and cents, as aforesaid. All the valuations shall  
15 be set down on the right hand side of the paper, in one or more columns, in  
16 figures, opposite to the respective articles of property, and the contents of each  
17 column shall be cast up and set at the foot of the respective columns.



1 Adopted May 4, 1921.

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## AMENDMENT NO. 1

Amend House Bill No. 12, by adding to line 11, on page 2, the following:

2 "Provided, however, this provision shall only apply to counties having a population  
3 of less than 500,000."







- 1 Introduced by Mr. Ginders, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 6 of "An Act to revise the law in relation to marriages," approved February 27, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 6 of "An Act to revise the law  
3 in relation to marriages," approved February 27, 1874, in force July 1, 1874,  
4 as amended, is amended to read as follows:

Sec. 6. *Both parties to an intended marriage shall, before their marriage,*  
2 *apply in person to the county clerk of the county in which such marriage is to*  
3 *take place and obtain from said clerk a license permitting them to be joined*  
4 *in marriage.* For the purpose of ascertaining the age of the parties and the  
5 legality of the contemplated marriage, the county clerk shall obtain *the* affida-  
6 vit of *each of the said parties*, and may, if he deems proper, obtain the affi-  
7 davit of any other person or persons. Any applicant *or* any other person  
8 making any such affidavit who shall wilfully and knowingly swear falsely as to  
9 any material matter in any such affidavit, or as to the age of either of the

10 parties to the contemplated marriage where such age is material, and *who*  
11 *shall* thereby *induce* the county clerk to issue a marriage license permitting  
12 persons to be joined in marriage who are legally incapable or who have not  
13 the right to be joined in marriage, shall be punished by a fine of not less than  
14 one hundred dollars (\$100.00) nor more than one thousand dollars (\$1,000.00).  
15 or by imprisonment in the county jail not more than one year, or both.





- 1 Introduced by Mr. Holaday, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act making an appropriation for the purpose of refunding to counties of the State the share of the cost, paid by such counties, of certain durable hard-surfaced roads, or parts thereof, which have been or may be constructed by such counties alone, or in co-operation with the State, under plans and specifications approved by the Highway Department of the State, and utilized by the State in its State-wide System of Durable Hard-surfaced Roads.

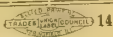
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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That the sum of five million dollars (\$5,000,000.00), or so much thereof as may be necessary, be, and such sum is hereby, appropriated to the Department of Public Works and Buildings, for the purpose of refunding to counties of the State the share of the cost, paid by such counties, of certain durable hard-surfaced roads, or parts thereof, which have been or may be constructed by such counties alone, or in co-operation with the State, under plans and specifications approved by the Highway Department of the State, and utilized by the State in its State-wide System

10 of Durable Hard-surfaced Roads, provided for in and by an Act of the General  
 11 Assembly of the State of Illinois, entitled: "An Act in relation to the con-  
 12 struction by the State of Illinois of a State-wide System of Durable Hard-  
 13 surfaced Roads upon public highways of the State and the provision of means  
 14 for the payment of the cost thereof by an issue of bonds of the State of  
 15 Illinois," approved June 22, 1917, in force July 1, 1917, and ratified by the  
 16 people November 5, 1918.

Sec.-2. Whenever any such durable hard-surfaced road, or any part  
 2 thereof, has been or may be so constructed and paid for by any county of  
 3 the State, and utilized by the State in said State-wide System of Durable  
 4 Hard-surfaced Roads by being opened to public use, then upon presentation by  
 5 the county clerk of said county to the Director of the Department of Public  
 6 Works and Buildings, of an itemized statement showing the actual cost to the  
 7 county of such durable hard-surfaced road so constructed and paid for by  
 8 such county, the Director of said Department of Public Works and Buildings  
 9 is hereby authorized, required and directed to issue at once vouchers for the  
 10 amount of such cost, such vouchers to be audited and approved by the Super-  
 11 intendent of Highways and the Director of said Department, and approved by  
 12 the Governor acting through the Department of Finance; and thereupon the  
 13 Auditor of Public Accounts is hereby authorized, required and directed to  
 14 draw his warrants, for the amount of any such voucher or vouchers, upon the  
 15 State Treasurer, in payments not exceeding the amount herein appropriated,  
 16 and the State Treasurer is authorized, required and directed to pay such war-  
 17 rants out of any funds in the State treasury not otherwise appropriated.

Sec. 3. Whereas, an emergency exists, therefore this Act shall be in full  
 2 force and effect from and after its passage and approval.



- 1 Introduced by Mr. Hopp, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act in relation to the procuring of a site for the erection of an armory for the use of the organization of the Illinois National Guard at Elgin, Illinois, and making an appropriation therefor.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That a commission consisting of the Ad-  
3 jutant General, division commander, and a regimental commander of the organ-  
4 ization for which an armory is to be erected as hereinafter provided for in this  
5 Act, is hereby constituted, with full power to carry out the provisions of this  
6 Act, as hereinafter set forth.

Sec. 2. It shall be the duty of the commission to meet and organize, as soon  
2 as practicable after the taking effect of this Act, by electing a president and sec-  
3 retary from their number.

Sec. 3. It shall be the duty of the commission to select a suitable site and  
2 procure title to such site in the name of the State of Illinois for the erection of

3 an armory for the use of Company E, Third Regiment, of the Illinois National  
4 Guard. All title deeds shall be filed in the office of the Secretary of State.

Sec. 4. After the title to the site so selected has been acquired as provided  
2 in this Act, it shall be the duty of the commission to cause an armory to be erected  
3 or constructed thereon. The commission shall have general control and super-  
4 vision over all matters pertaining to the erection of such armory and shall make  
5 and let all contracts necessary for the complete construction thereof.

Sec. 5. The sum of \$150,000.00 or so much thereof as may be necessary, is  
2 hereby appropriated for the purpose of carrying out the provisions of this Act.

Sec. 6. The Auditor of Public Accounts is hereby authorized and directed  
2 to draw his warrants on the State Treasurer for the sums herein appropriated,  
3 upon the presentation of proper vouchers, certified to by the Adjutant General  
4 and approved by the Governor, and the State Treasurer shall pay <sup>thereof</sup>  
5 of any money in the State Treasury ~~not~~ appropriated.





1 Introduced by Mr. Hurst, February 1, 1921.

2 Read by title, ordered printed, and referred to Committee on Farm Drainage.

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## A BILL

For an Act to amend an Act entitled, "An Act to provide for the construction, reparation and protection of drains, ditches, and levees, across the lands of others, for agricultural, sanitary and mining purposes, and to provide for the organization of drainage districts," approved May 29, 1879, in force May 29, 1879, as subsequently amended, by amending Section 59 thereof.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to provide for the construction, reparation and protection of drains, ditches and levees, across the lands of others, for agricultural, sanitary and mining purposes and to provide for the organization of drainage districts," (approved May 29, 1879, in force May 29, 1879), as subsequently amended, be and the same is hereby amended by amending Section 59 of said Act, as amended, to read as follows:

9 "Section 59. If, after an assessment of lands throughout the district has  
10 been made for the purpose of constructing drains or ditches, or enlarging or

11 repairing the main drains or ditches of said district, according to the profiles,  
12 plans and specifications of the commissioners, as reported and confirmed, there  
13 remain lands in particular localities in said district, which are in need of more  
14 minute and complete drainage, and it shall appear to the commissioners that,  
15 in their judgment, additional ditches, drains, outlets, levees, pumping plants or  
16 other work are needed, in order to afford more complete drainage, they may  
17 prepare a special report as hereinafter provided and file the same and organize  
18 a sub-district in the manner hereinafter set forth without the necessity of a  
19 petition of the landowners therefor: *Provided*, that no sub-district organized  
20 upon the petition or report of the commissioners shall include territory em-  
21 braced within the corporate limits of any city, village, or incorporated town,  
22 unless, however, the proposition whether said territory shall be so embraced  
23 shall have been submitted to the legal voters residing within said territory and  
24 said proposition shall have received favorably a majority of the votes cast  
25 at an election called for that purpose by the commissioners and held within  
26 said territory, and in all cases where, upon written application to the commis-  
27 sioners, signed by a majority in number of the adult landowners, in such  
28 locality, owning in the aggregate more than one-third of the land affected, or  
29 by the adult landowners of a major part of the land in such locality, who  
30 constitute one-third or more of the owners of the land affected, it shall appear  
31 that additional ditches, drains, outlets, levees, pumping plants or other work  
32 are necessary in order to afford more complete drainage to such locality, it  
33 shall be the duty of such commissioners to examine such lands and lay off and  
34 make plans, profiles and specifications of such additional work, and an estimate  
35 of the cost of the same and make a special report thereof, which special re-  
36 port, whether filed on petition of the landowners or not, shall describe all of  
37 the lands which will be either benefited or damaged by such additional work,  
38 together with the names of the owners, when known; and said commissioners  
39 may use any money in their hands not otherwise appropriated to pay the nec-  
40 essary expenses of preparing said special report: *Provided*, said sum to be

41 expended shall in no case exceed the sum of \$500.00; the special report when  
42 prepared by the commissioners shall be filed with the clerk of the county court,  
43 and the commissioners shall give to all persons whose lands will be either  
44 benefited or damaged, whether they signed an application for additional work  
45 or not, three weeks' notice of the filing and hearing of such report in the  
46 manner required by section three (3) of this act; said notice shall state that  
47 the commissioners will appear before the county court at a day mentioned in  
48 said notice, and ask said court for a confirmation of such special report;  
49 and upon said hearing the court shall pass upon said report and may permit  
50 the same to be amended, and if said report is confirmed and approved by the  
51 court, a special assessment of benefits and damages shall be made upon all the  
52 lands benefited or damaged by the proposed work, in the manner provided for  
53 the making of the original assessments of the benefits and damages by this  
54 act; and like proceedings shall be had therein as in other cases of assessment  
55 of benefits and damages provided for by this act, and the said commissioners  
56 shall have the power to cause to be made additional assessments of benefits  
57 and damages for the same purpose and with like proceedings as in cases of  
58 additional assessments of benefits and damages made for original districts  
59 under this act; and the said commissioners may cause to be levied an assess-  
60 ment of annual benefits in said sub-district in the same manner as annual  
61 benefits are levied in original districts under this act: *Provided*, that if said  
62 sub-district does not own or operate a pumping plant, such annual benefits  
63 shall not in any one year amount to more in the aggregate than a sum which  
64 would be produced by a levy of thirty cents per acre on all the lands within the  
65 said sub-district.

66       “The affidavit of any of the commissioners, or any other credible person,  
67 of the posting and mailing thereof affixed to a copy of said notice shall be suf-  
68 ficient evidence of the posting and mailing of said notice, and the certificate  
69 of the publisher of the newspaper in which said notice was published, shall be  
70 sufficient evidence of the publication of such notice.

71       “Upon confirmation of said special report by the court, it shall be the duty  
72 of the court to declare all the lands found to be affected by the work proposed  
73 by said special report, to be organized into a sub-district, and all assessments  
74 received and collected in such sub-district, for the work of such sub-district,  
75 shall be kept as a separate fund belonging to such sub-district, and said com-  
76 missioners shall have the power if necessary to issue bonds against any assess-  
77 ment or assessments in said sub-district in the same manner as bonds are  
78 issued in original districts.

79       “The commissioners of the principal district shall be ex officio commis-  
80 sioners of the sub-district.

81       “Any lands lying outside of any sub-district as organized, the owner or  
82 owners of which shall thereafter make connections with any ditch or drain  
83 within any sub-district, or whose lands are or will be benefited by the work of  
84 such sub-district, shall be deemed to have made voluntary application to be  
85 included in such sub-district; and thereupon the commissioners shall make  
86 complaint as provided in section fifty-eight of this act as to lands lying outside  
87 of a drainage district as organized, and like proceedings shall be had thereon  
88 as in cases of complaints made under said section fifty-eight.”





1. Introduced by Mr. E. A. W. Johnson, February 1, 1921.
2. Read by title, ordered printed and referred to Committee on Judiciary.

## A BILL

For an Act to amend Section 4 of an Act entitled, "An Act concerning jurors, and to repeal certain Acts therein named," approved and in force February 11, 1874.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That Section 4 of an Act entitled, "An Act concerning jurors, and to repeal certain Acts therein named," approved and in force February 11, 1874, be amended to read as follows:

Sec. 4. The following persons shall be exempt from serving as jurors, to-wit: The Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, Treasurer, Superintendent of Public Instruction, Attorney General, members of the General Assembly during their term of office, all judges of courts, all clerks of courts, sheriffs, coroners, postmasters, mail carriers, practicing attorneys, all officers of the United States, officiating ministers of the gospel, school teachers during the term of school, practicing physicians, registered and assistant pharmacists, *registered* optometrists, constant ferry-men, mayors of cities, policemen, active members of the fire department, em-

10 balmers, undertakers and funeral directors actively engaged in their business,  
11 and all persons actively employed upon the editorial or mechanical staffs and  
12 departments of any newspaper of general circulation printed and published in  
13 this State: Provided, that every fireman who shall have faithfully and actively  
14 served as such in any volunteer fire department in any city of this State for the  
15 term of seven years, may thereafter be exempt from serving on juries in all  
16 courts.



1 Introduced by Mr. LaPorte, February 1, 1921.

2 Read by title, ordered printed and referred to Committee on Revenue.

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## A BILL

For an Act to amend Section 202 of "An Act for the assessment of property and for the levy and collection of taxes," approved March 30, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 202 of "An Act for the assessment of property and for the levy and collection of taxes," approved March 30, 1872, in force July 1, 1872, as amended, is amended to read as follows:

Sec. 202. The person at such sale offering to pay the amount due on each tract or lot for the least per centage as penalty, shall be the purchaser of such tract or lot; *but* no bid shall be accepted for a penalty exceeding the following percentages:

(1) *Twenty-five per cent (25%), if the amount due is not more than \$10.00;*

(2) *Fifteen per cent (15%), if the amount due is more than \$10.00 and not more than \$25.00;*

(3) *Ten per cent (10%), if the amount due is more than \$25.00.*







- 1 Introduced by Mr. La Porte, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Farm Drainage.

---

## A BILL

For an Act to amend an Act entitled, "An Act to provide for the construction, reparation and protection of drains, ditches, and levees across the lands of others for agricultural, sanitary and mining purposes, and to provide for the organization of drainage districts," approved and in force May 29, 1879, as amended, by adding thereto a new section to be known as Section 17c.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to provide for the construction, reparation and protection of drains, ditches and levees across the lands of others for agricultural, sanitary and mining purposes, and to provide for the organization of drainage districts", approved and in force May 29, 1879, as amended, is amended by adding thereto a new section to be known as Section 17c, to read as follows:

Sec. 17c. *The court whenever it shall be deemed necessary, shall have power to order the commissioners to prepare and return a new assessment roll of the annual amounts of benefits derived from keeping levees, ditches and other*

4 works of the district in repair. Upon the filing of the new assessment roll of  
5 annual benefits, notice thereof shall be given as prescribed in Section 3 of this  
6 Act, and a jury shall be impaneled and all proceedings had thereunder as set  
7 forth in Section 17a and 17b of this Act. The verdict of the jury when confirmed  
8 by the court shall be taken and held to be the judgment of the court upon all  
9 questions of annual benefits arising in the proceedings, unless and until the same  
10 are vacated or set aside by other proceedings, with reference to annual benefits  
11 had pursuant to the provisions of this section.

12 Appeals and writs of error shall be allowed in the same manner as in other  
13 proceedings for the assessment of benefits.

14 New assessments of annual benefits obtained under this section shall be  
15 subject to all of the provisions and limitations of this Act in the same manner as  
16 original assessments of annual benefits.



1. Introduced by Mr. Maher, February 1, 1921.
2. Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act authorizing the payment of bounties to officers and soldiers who served  
in the great war.

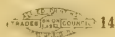
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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That every resident of the State of Illi-  
3 nois who, while such a resident, served in the great war either by enlistment or  
4 through induction by a regularly constituted exemption board, shall, upon mak-  
5 ing due proof of the fact, be entitled to a bounty to be paid out of the State treas-  
6 ury, said bounty to be in the sum of \$15 per month for each month from the date  
7 of his enlistment or induction until he was duly discharged from service.

Sec. 2. Every person claiming such bounty shall make the necessary proof  
2 before the Adjutant General of the State of Illinois, upon suitable blanks to be  
3 provided by the Adjutant General and upon proofs satisfactory to said Adju-  
4 tant General, he shall issue a requisition upon the Treasurer of the State of  
5 Illinois in favor of such applicant, which requisition shall be honored by the  
6 Treasurer of the State of Illinois.







- 1 Introduced by Mr. McMackin, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

*For an Act to amend an Act entitled, "An Act to enable cities and villages having a population not to exceed five hundred thousand (500,000) to establish and maintain public and municipal coliseums."*

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 2 of an Act entitled, "An  
3 Act to enable cities and villages having a population not to exceed five hundred  
4 thousand (500,000) to establish and maintain public and municipal coliseums."  
5 Approved June 27, 1913. In force July 1, 1913, be and the same is hereby  
6 amended, so as to read, as follows:

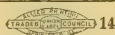
Sec. 2. Whenever one hundred or more legal voters of any such city or vil-  
2 lage shall present a petition in writing to the city council or board of trustees,  
3 as the case may be, asking that an annual tax be levied for the establishment and  
4 maintenance of such a public municipal coliseum in such city or village, the city  
5 council or board of trustees, as the case may be, shall instruct the city or village

6 clerk, and such city or village clerk shall in the next notice of the regular annual  
 7 election of such city or village, give notice that at such election, every elector may  
 8 vote "For the levy of a tax for a public municipal coliseum," or "Against the  
 9 levy of a tax for a public municipal coliseum." The election officials shall submit  
 10 such proposition to the voters at such election in the manner provided by law.

11 *Provided, That if such petition shall be presented to the City Council, or*  
 12 *Board of Trustees, as the case may be, at a time when there is no regular annual*  
 13 *election of such City or Village to be held within ninety (90) days from the date*  
 14 *such petition is so presented, then, it shall be the duty of the City Council, or*  
 15 *Board of Trustees, as the case may be, of such city or village, to call a special*  
 16 *election, in the manner provided by law, for the purpose of submitting to the vot-*  
 17 *ers of such city or village, at such special election said proposition. And at such*  
 18 *special election, there shall be submitted to the voters of said City or Village,*  
 19 *in the manner provided by law, the following proposition, viz:*

20 "For the levy of a tax for a public municipal coliseum," or, "Against the  
 21 levy of a tax for a public municipal coliseum."

Sec. 3. WHEREAS, An emergency exists, therefore, this Act shall take effect  
 2 and be in force from and after its passage.



- 1 Introduced by Mr. Petlak, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to regulate the issuance of licenses to engage in business, by cities, villages and incorporated towns.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* No city, village or incorporated town shall issue to any person, not a citizen of the United States, a license to engage in any business for which a license is, or may hereafter be, required.







- 1 Introduced by Mr. Richardson, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

## A BILL

For an Act to amend Section 89a of "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 89a of "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended, is amended to read as follows:

Sec. 89a. Upon the receipt of a petition signed by fifty or more legal voters residing in any contiguous and compact territory, whether in the same or different townships, described in the petition, the county superintendent of schools of the county in which the territory or the greater part thereof is situated, shall order an election to be held for the purpose of voting for or against the proposition to establish a community high school, by posting notices for at least ten days in ten of the most public places throughout the said territory, which notices may be substantially in the following form, to-wit:

9 NOTICE OF ELECTION.

10 Notice is hereby given that on..... the..... day of.....,  
 11 19...., an election will be held at..... for the purpose of voting for or  
 12 against the proposition to establish a community high school for the benefit of  
 13 the inhabitants of the following described contiguous and compact territory, to-  
 14 wit: .....

15 .....  
 16 The polls will be opened at..... o'clock .... m., and closed at .....  
 17 o'clock .... m. of the same day.

18 Dated this.....1919.

19 A.....B.....  
 20 County Superintendent.

21 The county superintendent of schools shall establish one or more polling  
 22 places within the territory described in the petition and appoint two judges and  
 23 a clerk for each polling place. The ballots shall be in substantially the following  
 24 form, to-wit:

25 OFFICIAL BALLOT.

|  |  |
|--|--|
| For the establishment of a community high school     |  |
| Against the establishment of a community high school |  |

26 The voter shall make a cross mark in the square following and opposite  
 27 the proposition favored and the ballot shall be so counted. The returns shall  
 28 be made to the county superintendent of schools within 5 days.

29 If a majority of the votes cast at the election shall be in favor of establish-  
 30 ing a community high school, the county superintendent of schools shall forth-  
 31 with order an election to be held within 30 days, for the purpose of selecting a  
 32 community high school board of education to consist of five members, by posting  
 33 notices for at least 10 days in ten of the most public places throughout the dis-  
 34 trict, which notices shall be substantially as follows:

## NOTICE OF ELECTION.

35  
36 Notice is hereby given that on....., the..... day of.....,  
37 19...., an election will be held at..... for the purpose of electing  
38 a community high school board of education, to consist of five members. The  
39 polls will be opened at..... o'clock.... m., and closed at ..... o'clock  
40 .... m. of the same day.

41 Dated this .....1919.

42 A.....B.....  
43 County Superintendent.

44 The county superintendent of schools shall establish one or more polling  
45 places within the district and appoint two judges and a clerk for each polling  
46 place. The returns shall be made to the county superintendent of schools within  
47 five days.

48 Within ten days after their election, the members of the community high  
49 school board of education shall meet and organize by electing one of their num-  
50 ber president and by electing a secretary; also, determine by lot the time each  
51 membre is to serve. Two of the members shall serve for one year, two for two  
52 years and one for three years, from the second Saturday in April next preced-  
53 ing their election. At the expiration of the term of office of any member or  
54 members, a successor or successors shall be elected, each of whom shall serve  
55 for three years. All subsequent elections shall be held on the second Saturday  
56 in April, annually. The manner of holding elections shall be governed by Sec-  
57 tion 86 of this Act. In case of a vacancy the remaining members shall appoint  
58 a successor for the unexpired term. It shall be the duty of the community high  
59 school board of education to establish at some central point most convenient to  
60 a majority of the pupils of the district community high school with a program  
61 of studies extending through four school years.

62 *If a majority of the votes cast at any election held under the provisions of*  
63 *this section, shall be against establishing a community high school, the proposi-*  
64 *tion of establishing a community high school shall not be again submitted to the*  
65 *voters of the same territory within two years after the holding of such election.*







- 1 Introduced by Mr. Frank Ryan, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on License and  
Miscellany.

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## A BILL

For an Act allowing and regulating boxing and sparring matches.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The Governor shall appoint three per-  
3 sons, who shall constitute a State Boxing Commission. One of such commis-  
4 sioners shall hold office for a term to expire on the second Monday in Janu-  
5 ary, Nineteen Hundred and Twenty-three, one for a term to expire on the  
6 second Monday in January, Nineteen Hundred and Twenty-four, and one for  
7 a term to expire on the second Monday in January, Nineteen Hundred and  
8 Twenty-five. Their successors shall be appointed for a term of two years.  
9 Each member of the commission shall receive an annual salary of five thou-  
10 sand dollars, and his actual and necessary traveling and other expenses in-  
11 curred by him in the performance of his official duties. The commission shall  
12 maintain in the City of Chicago general offices for the transaction of its busi-  
13 ness. The members of the commission shall, at their first meeting after their

14 appointment, elect one of their number chairman of the commission, shall  
15 adopt a seal for the commission, and make such rules for the administration  
16 of their office, not inconsistent herewith, as they may deem expedient; and they  
17 may thereafter amend or abrogate such rules. Two of the members of the  
18 commission shall constitute a quorum to do business; and the concurrence of  
19 at least two commissioners shall be necessary to render a determination by  
20 the commission.

Sec. 2. The commission may appoint and at pleasure remove not to exceed  
2 four deputies who shall be paid a per diem compensation of not to exceed  
3 twenty-five dollars for each day actually engaged in the discharge of their  
4 duties and all necessary expenses for traveling and maintenance during act-  
5 ual engagement. The commission shall direct a deputy to be present at each  
6 place where sparring or boxing matches are to be held pursuant to the provi-  
7 sions of this Act. Such deputy shall ascertain the exact conditions surround-  
8 ing such match or contest and make a written report of the same in the man-  
9 ner and form prescribed by the commission. The commission may appoint,  
10 and at pleasure remove, a secretary to the commission, whose duty it shall be  
11 to keep a full and true record of all its proceedings, preserve at its general  
12 office all its books, documents and papers, prepare for service such notices  
13 and other papers as may be required of him by the commission and perform  
14 such other duties as the commission may prescribe. The commission may em-  
15 ploy such clerical employees as may be actually necessary. The secretary of  
16 the commission shall receive an annual salary of three thousand dollars. The  
17 salaries, necessary traveling and other necessary expenses of the members of  
18 the commission, and the salary of its deputies and secretary, shall be paid  
19 monthly. The commission shall annually make to the Governor a full report  
20 of its proceedings for the year ending with the first day of the preceding  
21 December and may submit, with such report, such recommendations pertain-  
22 ing to its affairs as it shall deem desirable.

Sec. 3. Boxing and sparring matches or exhibitions for prizes or purses,

2 or where an admission fee is received, are hereby allowed except on Sundays.

3 The commission shall have and hereby is vested with the sole discretion, manage-

4 ment, control and jurisdiction over all such boxing and sparring matches or

5 exhibitions to be conducted, held or given within the State of Illinois, and

6 no such boxing or sparring match or exhibition shall be conducted, held or

7 given within the State except in accordance with the provisions of this Act.

8 The commission shall issue under its hand and seal, annual permits in writing

9 for holding such boxing and sparring matches, but only to corporations there-

10 unto duly licensed, as hereinafter provided, which said permits may be revoked

11 upon violation of any of the provisions hereof, or any rule, regulation or

12 order of the commission.

Sec. 4. Matches or contests may be held in any building for which the

2 license committee in its discretion may issue a license. Where such match or

3 contest is authorized to be held in State or city owned armory the provisions

4 of the military law in respect thereto must be complied with. But no such

5 match or contest shall be held in a building partly used for dwelling purposes

6 or for religious services; except that a keeper or caretaker and his family

7 may reside in such building.

Sec. 5. The Governor shall appoint and at pleasure remove a license

2 committee, consisting of three persons, who shall hold office until their suc-

3 cessors are appointed. Each member of the committee shall serve without

4 compensation. The committee may appoint, and at pleasure remove, a secre-

5 tary to the license committee, whose duty it shall be to keep a full and true

6 record of all its proceedings, preserve at its general office all its books, docu-

7 ments and papers, prepare for service such notices and other papers as may

8 be required of him by the committee and generally to perform such other

9 duties as the committee may prescribe. The secretary of the license commit-

10 tee shall receive an annual salary of three thousand dollars, which shall be

11 paid in like manner as the salaries and expenses of the commission. Such  
12 committee shall appoint such clerical employees as may be actually necessary.

Sec. 6. The committee shall maintain a general office in the City of Chi-  
2 cago for the transaction of its business. The members of this license com-  
3 mittee shall, at their first meeting after their appointment, elect one of their  
4 number chairman of the committee, shall adopt a seal for the committee and  
5 make such rules for the administration of their office, not inconsistent here-  
6 with, as they may deem expedient, and they may thereafter amend or abro-  
7 gate such rules. A majority of the members of the committee shall consti-  
8 tute a quorum to do business, and the concurrence of a majority of such  
9 quorum shall be necessary to render a determination by the license committee.

Sec. 7. The license committee is hereby given the sole control, authority  
2 and jurisdiction over all licenses to hold boxing and sparring matches or ex-  
3 hibitions for prizes or purses or where an admission fee is received, and over  
4 all licenses to any and all persons who participate in such boxing or sparring  
5 matches or exhibitions, as hereinafter provided.

Sec. 8. The license committee may, in its discretion, issue a license to con-  
2 duct, hold or give boxing or sparring matches or exhibitions, subject to the  
3 provisions hereof, to any corporation duly incorporated under the laws of the  
4 State of Illinois, but not otherwise. Such corporation must hold a lease of a  
5 term of at least one year of the premises in which such match or exhibition  
6 is to be held.

Sec. 9. All corporations, physicians, referees, judges, timekeepers, pro-  
2 fessional boxers, their managers, trainers and seconds shall be licensed by the  
3 said license committee, and no such corporation or person shall be permitted  
4 to participate, either directly or indirectly in any such boxing or sparring  
5 match or exhibition, or the holding thereof, unless such corporation or per-



sons shall have first procured a license from the said license committee. For the purposes of this Act, a professional boxer is deemed to be one who competes for a money prize or teaches or pursues or assists in the practice of boxing for a means of obtaining a livelihood or pecuniary gain, and any contest conforming to the rules, regulations and requirements of this Act shall be deemed to be a boxing match and not a prize fight.

Sec. 10. Every application for a license shall be in writing, shall be addressed to the license committee, shall be verified by the applicant, and shall set forth such facts as the provisions hereof and the rules and regulations of the committee may require. The license committee shall furnish the commission with the names and addresses of all persons and corporations receiving licenses.

Sec. 11. The boxing commission shall have authority to procure, by subpoenas, issued under the hand of its chairman and the seal of the commission, the attendance of witnesses before the commission and it may, by any member, administer oaths and affirmations and may examine witnesses in all matters pertaining to the affairs of the commission. The license committee shall have like authority.

Any Circuit Court or any Judge of a Circuit Court, either in term or in vacation, upon application of either the boxing commission or license committee, may, by order duly entered, require the attendance of witnesses before the commission or committee. Upon refusal to obey the order of the court or judge, the court or judge may compel, by proceedings for contempt of court, obedience of its or his order.

Any person swearing falsely before the boxing commission or license committee shall be guilty of perjury.

Sec. 12. All buildings or structures used or intended to be used for holding or giving such boxing and sparring matches or exhibitions shall be prop-

3 erly ventilated and provided with fire exits and fire escapes, and in all man-  
4 ner conform to the laws, ordinances and regulations pertaining to buildings in  
5 the city, town or village where situated.

Sec. 13. No boxing or sparring match or exhibition shall be of more than  
2 fifteen rounds in length, such rounds to be not more than three minutes each;  
3 and no boxer shall be allowed to participate in more than fifteen rounds within  
4 twelve consecutive hours. The commission may in respect to any bout or in  
5 respect to any class of contestants limit the number of rounds of a bout within  
6 the maximum of fifteen rounds. At each boxing or sparring match or exhibi-  
7 tion there shall be in attendance a duly licensed referee, who shall direct and  
8 control the same. Before starting a contest the referee shall ascertain from  
9 each contestant the name of his chief second, and shall hold such chief second  
10 responsible for the conduct of his assistant seconds during the progress of the  
11 contest. The referee shall have power in his discretion to declare forfeited  
12 any prize, remuneration or purse, or any part thereof, belonging to the con-  
13 testants or one of them, if in his judgment, such contestant or contestants are  
14 not honestly competing. There shall also be in attendance two duly licensed  
15 judges who shall at the termination of each such boxing or sparring match  
16 or exhibition render their decision. If they are unable to agree, the decision  
17 shall be rendered by the referee. Each contestant shall wear, during such con-  
18 test, gloves weighing not less than five ounces, if such contestant be a light  
19 weight or in a class of less weight, and six ounces if such contestant be in a  
20 class heavier than the light weight class.

Sec. 14. It shall be the duty of every corporation, at its own expense,  
2 to have in attendance at every boxing or sparring match or exhibition, a  
3 physician who has had not less than three years' medical practice, whose  
4 duty it shall be to observe the physical condition of the boxers and advise the  
5 referee or judges with regard thereto.

Sec. 15. No person under the age of eighteen years shall participate in  
2 any boxing or sparring match or exhibition, and no person under sixteen years  
3 of age shall be permitted to attend as a spectator.

Sec. 16. No corporation shall have, either directly or indirectly, any  
2 financial interest in a boxer competing on premises owned or leased by the  
3 corporation, or in which such corporation is otherwise interested.

Sec. 17. Every such corporation and the officers thereof, and any such  
2 physician, referee, judge, timekeeper, boxer, manager, trainer and second, who  
3 shall conduct, give or participate in any sham or collusive boxing or sparring  
4 match or exhibition, shall be deprived of his license by the commission.

Sec. 18. Any license herein provided for may be revoked or suspended  
2 by the license committee for the reason therein stated, that the licensee has, in  
3 the judgment of the said committee, been guilty of an act detrimental to the  
4 interests of boxing.

Sec. 19. Before a license shall be granted to a corporation, such corpora-  
2 tion shall execute and file with the Secretary of State a bond in the sum of five  
3 thousand dollars, to be approved as to form and sufficiency of sureties thereon  
4 by the Secretary of State, conditioned for the faithful performance of said  
5 corporation of the provisions of this Act and the rules and regulations of the  
6 commission, and upon the filing and approval of said bond the Secretary of  
7 State shall issue to said applicant a certificate of such filing and approval,  
8 which shall be by said applicant filed in the office of the license committee  
9 with its application for license, and no such license shall be issued until such  
10 certificate shall be filed. In case of default in such performance, the commis-  
11 sion may impose upon the delinquent a penalty in the sum of not more than  
12 one thousand dollars for each offense, which may be recovered by the Attor-  
13 ney General in the name of the People of the State of Illinois in the same

14 manner as other penalties are recovered by law; any amount so recovered  
15 shall be paid to the State Treasurer.

Sec. 20. Each applicant for a license shall, before a license is issued by  
2 the license committee, and annually thereafter during the life of such license,  
3 pay to the license committee a license fee, as follows: Corporations, in cities  
4 having a population of 175,000 or more, seven hundred and fifty dollars; in  
5 cities having a population of 50,000 and less than 175,000, five hundred dol-  
6 lars; elsewhere, three hundred dollars; physicians, twenty-five dollars; ref-  
7 erees, twenty-five dollars; judges, twenty-five dollars; timekeepers, five dollars;  
8 professional boxers, five dollars; managers, twenty-five dollars; trainers, five  
9 dollars; seconds, five dollars.

Sec. 21. The weights and classes of boxers and the rules and regula-  
2 tions of boxing shall be the same as the weights and classes and rules and  
3 regulations adopted by the Army, Navy and Civilian Board of Boxing Con-  
4 trol, Incorporated, and the International Sporting Club of New York,  
5 Incorporated.

Sec. 22. No contest shall be allowed in which the difference in weight of  
2 the respective contestants shall exceed eighteen pounds. This provision shall  
3 not apply to boxers in the heavy and light-heavyweight classes.

Sec. 23. No contestant shall be paid for services before the contest, and  
2 should it be determined by the judges and referee that such contestant did  
3 not give an honest exhibition of his skill, such services shall not be paid for.

Sec. 24. All boxers must be examined by a licensed physician within  
2 three hours of his entering the ring.

Sec. 25. Every corporation shall file with the commission a report of  
2 medical examinations not later than twenty-four hours after the termination of  
3 a contest.



Sec. 26. Every corporation holding any boxing or sparring match or exhibition under this Act, for which an admission is charged and received, shall pay to the State Treasurer five per centum of the total gross receipts, exclusive of any Federal taxes paid thereon. Such payment shall be made within seventy-two hours after the holding of the contest.

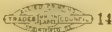
Sec. 27. All tickets of admission to any such boxing or sparring match or exhibition shall bear clearly upon the face thereof the purchase price of same, and no such tickets shall be sold for more than such price as printed thereon. It shall be unlawful for any such corporation to admit to such contest a number of people greater than the seating capacity of the place where such contest is held.

Sec. 28. Any person who directly or indirectly holds any such boxing or sparring match or contest except where all contestants are amateurs without first having procured a license as hereinbefore prescribed, shall be guilty of a misdemeanor, and punished by a fine of not less than \$200 nor more than \$1,000.

Sec. 29. All receipts of the license committee shall be paid over to the State Treasurer.

Sec. 30. The provisions of Sections 235 and 236 of "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended, shall not apply to any boxing or sparring match or exhibition, conducted, held or given, pursuant to the provisions of this Act, nor to any boxing or sparring match or exhibition in which all the contestants are amateurs.





1. Introduced by Mr. Frank J. Ryan, February 1, 1921.
2. Read by title, ordered printed and referred to Committee on Public Utilities.

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## A BILL

For an Act to amend Section 35 of an Act in relation to fencing and operating of railroads, approved March 31, 1874, in force July 1, 1874, and as amended by law passed May 29, 1879, in force July 1, 1879, and as amended by law passed May 23, 1877, in force July 1, 1877.

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SECTION 35. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 35 of an Act in relation to  
3 fencing and operating railroads and which said Section 35 reads as follows:  
4        “In all cases where the public authorities having charge of any street over  
5 which there shall be a railroad crossing shall notify any agents of the corpora-  
6 tion owning, using or operating such railroad that a flagman is necessary at such  
7 crossing, it shall be the duty of such railroad company within sixty (60) days  
8 thereafter to place and retain a flagman at such crossing who shall perform  
9 the duties usually required of flagmen and such flagman is hereby empowered  
10 to stop any and all persons from crossing a railroad track where in his opinion  
11 there is danger from approaching trains or locomotive engines and any railroad  
12 company refusing or neglecting to place a flagman, as required by this section,

13 shall be liable to a fine of one hundred dollars (\$100) per day for every day  
14 they shall neglect or refuse to do so, and it is hereby made the duties of such  
15 public authorities having charge of such street to enforce payment of such fine  
16 by suit in the name of the town or municipal corporation wherein such crossing  
17 shall be situated before any court of competent jurisdiction in the county and  
18 the prosecuting attorney shall attend to the prosecution of all suits as directed  
19 by said public authorities. All monies collected under the provisions of this  
20 Act shall be paid into the treasury of the town or municipal corporation in  
21 whose name such suit shall have been brought, provided, that when any rail-  
22 road company is required to keep a flagman at a crossing it shall have the  
23 right to erect and maintain in the highway or street crossed a suitable house for  
24 the shelter of such flagman, the same to be so located as to create the least ob-  
25 struction to the use of such street or highway and afford the best view of the rail-  
26 road track in each direction from each crossing.”

27 Be and the same is hereby amended to read as follows:

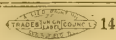
28 Section 35. In all cases where there shall be a railroad crossing at grade  
29 over any public street or highway in this State, it shall be the duty of the cor-  
30 poration using, owning or operating such railroad passing over such highway or  
31 street at grade to place and maintain a flagman at all such public streets and  
32 highways where there shall be a railroad crossing at grade which said flagman  
33 shall perform the duties usually required of flagmen and such flagman is here-  
34 by empowered to stop any and all persons or vehicles from crossing a railroad  
35 track when, in his opinion, there is danger from approaching trains or locomo-  
36 tive engine or other power driven engine or motor and any company refusing  
37 or neglecting to place a flagman as required by this Act within sixty (60) days  
38 after this Act becomes effective shall be liable to a fine of one hundred dollars  
39 (\$100) per day for every day it or they shall neglect or refuse to do so; and  
40 it is hereby made the duty of the State’s attorney in each and every county in  
41 which such crossings are located in this State to enforce the payment of such



42 fine by suit in the name of the People of the State of Illinois in a court having  
43 competent jurisdiction in the county wherein such crossings shall be situated.  
44 All monies collected under the provisions of this Act shall be paid into the treas-  
45 ury of the township or municipal corporation wherein the crossing is located  
46 and wherein the corporation fails to maintain a flagman as provided by this  
47 Act, provided that wherever any railroad company is required to keep a flag-  
48 man at a crossing, it shall be the duty of such railroad company to erect and  
49 maintain in the highway or street crossed a suitable house for the shelter of  
50 such flagman, the same to be so located as to create the least obstruction to the  
51 use of such street or highway and afford the best view of the railroad tracks in  
52 each direction from such crossing, and failure to erect and maintain such shelter  
53 house for flagman within sixty (60) days of the appointment of such flagman, as  
54 required by this Act, shall subject such railroad company to a fine of fifty dol-  
55 lars (\$50) per day for every day such railroad company shall neglect or refuse  
56 to erect such shelter house.

57       The term "railroad company" as used in this Act shall include all steam  
58 railroads and all electric railroads, known as interurban lines doing business in  
59 this State.





- 1 Introduced by Mr. Frank J. Ryan, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on License and Mis-  
cellany.

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## A BILL

For an Act to establish a State Athletic Commission and to define the powers and  
duties thereof.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That there is hereby created a State Ath-  
3 letic Commission, consisting of five (5) members, two (2) of whom shall have  
4 been an instructor or athletic director in a cantonment of the army, navy or  
5 marine corps during the past world's war and three (3) civilians who have had  
6 no less than fifteen (15) years experience in athletics. Each member of the  
7 commission shall be a legal voter or citizen of the State of Illinois, in the city,  
8 town or village of his residence, and shall have been such for a period of not less  
9 than one (1) year. Salary of each member of the commission shall be six thou-  
10 sand (\$6,000.00) dollars annually, payable semi-monthly. The duties of the com-  
11 mission shall be to see that all the provisions of this Act and the rules and regu-  
12 lations of the commission be strictly enforced.

13        Within thirty days after this Act shall take effect, the Governor shall, by  
 14 and with the advice and consent of the Senate, appoint five (5) members to con-  
 15 stitute such commission: Two (2) to serve for a period of four (4) years after  
 16 the taking effect of this Act, two (2) to serve for a period of two (2) years  
 17 after the taking effect of this Act, and one (1) to serve for a period of one (1)  
 18 year after the taking effect of this Act. Thereafter, each member shall be  
 19 appointed for a term of four (4) years. Each commissioner shall hold office until  
 20 his successor shall have been appointed and shall have qualified. Every vacancy  
 21 in the commission shall be filled for the nexpired portion of the term of appoint-  
 22 ment by the Governor, by and with the advice and consent of the Senate: *Pro-*  
 23 *vided*, that if any vacancy occurs during the recess of the Senate, the Governor  
 24 may make a temporary appointment of whom he shall see fit until the next  
 25 meeting of the Senate.

Sec. 2. The commission shall maintain a general office for the transaction  
 2 of its business at such place as the commission may designate, and all expenses  
 3 of such commission shall be audited and paid as hereinafter provided. The com-  
 4 mission may hold meetings at any place other than the place in which the gen-  
 5 eral office is located whenever it shall deem it necessary to do so. Three members  
 6 of the commission shall constitute a quorum for the transaction of business.  
 7 Said commission shall adopt a suitable seal and may make such rules and regu-  
 8 lations for the administration of its office, not inconsistent with any provision  
 9 in this section, as the members thereof may deem expedient; and they may here-  
 10 after amend such rules and regulations as they may see fit.

Sec. 3. The commission shall, by and with the advice and consent of the  
 2 Governor, at its first regular meeting, which shall be held not later than sixty  
 3 (60) days after its appointment, elect a chairman and shall appoint a secretary-  
 4 treasurer who shall have had no less than fifteen (15) years' experience in ath-  
 5 letics. Salary of the secretary-treasurer shall be fixed by the commission with  
 6 the approval of the Governor, payable semi-monthly and he shall hold office for



7 three (3) years unless sooner removed for cause by the commission. Said secre-  
8 tary-treasurer shall furnish a bond, not exceeding ten thousand (\$10,000.00)  
9 dollars, as the commission may require.

10 Each member of the commission and the secretary-treasurer and each  
11 other employee shall be reimbursed for his actual and necessary traveling and  
12 other expenses which shall not exceed the sum of twenty thousand (\$20,000.00)  
13 dollars for the entire commission during any one year. The expenses of the com-  
14 mission (including printing, stationery, office furniture and other like expenses)  
15 and the salary of each member of the commission, and the secretary-treasurer  
16 and each other employee shall be paid semi-monthly by the secretary-treasurer  
17 of the commission out of the proceeds of the fees to be collected as hereinafter  
18 provided.

Sec. 4. It shall be the duty of the secretary-treasurer of said commission  
2 to keep a full and true record of all its proceedings and to prepare all books,  
3 documents and papers, to keep all moneys paid by the licensed clubs and asso-  
4 ciations as taxes upon the gross receipts of contests or exhibitions conducted  
5 or held by such organizations as hereinafter provided, and to perform such  
6 other duties as the commission may require. For the purpose of investigating  
7 complaints of violations of the provisions of the section, the commission may  
8 employ investigators, whose salary shall be fixed by the commission with the  
9 approval of the Governor. The commission may subpoena witnesses and the  
10 chairman in all matters pertaining to the duties of the commission may admin-  
11 ister oaths under the direction of said commission.

Sec. 5. On or before the first day of January of each year, the commission  
2 shall transmit to the Secretary of State, a report containing a statement of the  
3 clubs or organizations obtaining licenses during the preceding year, the  
4 amounts paid by each club or organization, the number of licenses revoked, the  
5 gross receipts from each club or organization, licensed by the said commission  
6 and such other information and comments in relation to the work of the com-  
7 mission as the public interest may desire.

Sec. 6. That no license shall be issued by the said commission to any club,  
corporation or association which has not been incorporated under the laws of  
the State of Illinois, and having a president, secretary and treasurer, each of  
whom is a legal voter or citizen of the State of Illinois, in the city, town or vil-  
lage of his residence, and shall have been such for a period of not less than one  
(1) year. Every license shall be subject to such rules and regulations and  
amendments thereof, as the commission may prescribe, which shall not be incon-  
sistent with this Act. Every application for a license, as herein provided for,  
shall be in writing and shall be addressed to the commission and shall be verified  
by some officer of the club, corporation or association in whose behalf the appli-  
cation is made. It shall contain a recital of such facts as under the provisions  
hereof, will show the applicant entitled to receive a license; and, in addition  
thereto, such other acts and recitals as the commission may by rule require to  
be shown. Such applications shall be accompanied by an annual fee, which shall  
be as follows:

(1) Twenty-five (\$25.00) dollars where the hall, room, or place in which  
any boxign or sparring match or exhibition is given has a seating capacity of  
two hundred and fifty, or less.

(2) Fifty (\$50.00) dollars where the seating capacity of said above men-  
tioned place of exhibition is five hundred or less.

(3) Seventy-five (\$75.00) dollars where the seating capacity of the above  
mentioned place of exhibition is seven hundred and fifty, or less.

(4) One hundred (\$100.00) dollars where the seating capacity of above  
mentioned place of exhibition is one thousand, or less.

(5) One hundred and fifty (\$150.00) dollars where the seating capacity of  
above mentioned place of exhibition is one thousand five hundred, or less.

(6) Two hundred (\$200.00) dollars where the seating capacity of above  
mentioned place of exhibition is two thousand, or less.

(7) Three hundred (\$300.00) dollars where the seating capacity of above  
mentioned place of exhibition is five thousand, or less.

31 (8) Five hundred (\$500.00) dollars where the seating capacity of above  
32 mentioned place of exhibition is ten thousand, or less.

33 (9) Seven hundred and fifty (\$750.00) dollars where the seating capacity  
34 of above mentioned place of exhibition is twenty thousand, or less.

35 (10) One thousand (\$1,000.00) dollars where the seating capacity of above  
36 mentioned place of exhibition is twenty thousand, or more.

Sec. 7. Where a license granted under this Act, has been canceled or re-  
2 voked by an order of the commission, the club, corporation or association by  
3 whom the license has been held is hereby given the right to review the deter-  
4 mination of the commission in a circuit court in the county where such club, cor-  
5 poration or association has its principal place of business by writ of certiorari  
6 to be taken out within fifteen days after the order of the commission has been  
7 served on the club, corporation or association.

Sec. 8. The commission shall, before a license is issued, require and see  
2 to it, that all the buildings or structures used, or intended to be used, for the  
3 purpose of this Act, shall be properly ventilated and provided with fire exits  
4 and fire escapes, if need be, and shall in all manner conform to the laws, ordi-  
5 nances and regulations relating to buildings in the city, town or village where  
6 situated.

Sec. 9. A championship tournament shall be held under the super-  
2 vision of the commission, once every six months and a suitable belt em-  
3 blematic of the championship of the State of Illinois, shall be awarded to any  
4 contestant who is declared the winner in the class in which he is a competitor  
5 and he shall defend same at least once every six months. The receipts of cham-  
6 pionship tournament, after expenses of holding same have been deducted (in-  
7 cluding purse of each contest) shall be divided as follows: Twenty-five (25%)  
8 per centum to the Illinois State Charities, twenty-five (25%) per centum to a  
9 fund to be created for the welfare of disabled sailors and soldiers, and fifty  
10 (50%) per centum shall be placed to the credit of the general fund of the State  
11 of Illinois.

Sec. 10. The commission shall not allow any contestant under the age of  
2 eighteen (18) years to participate in any boxing, sparring match or exhibition  
3 and shall not allow any contestant under the age of twenty-one (21) years to  
4 participate in any boxing, sparring match or exhibition for a longer duration  
5 than ten (10) rounds.

Sec. 11. That boxing, sparring match or exhibition held under this Act, are  
2 to be purely tests of skill and in no wise to be known as "PRIZE FIGHTS."

Sec. 12. No contestant shall in any such boxing or sparring match or exhi-  
2 bition wear, or be permitted to wear, padded or standard make, gloves weigh-  
3 ing less than five (5) ounces each, and each glove shall be submitted to and  
4 approved by the referee before being used.

Sec. 13. Maximum admission fee for any boxing or sparring match or exhi-  
2 bition held under the provisions of this Act, shall not exceed the sum of ten  
3 (\$10.00) dollars, not including war tax.

Sec. 14. Each contestant shall be examined twenty-four hours prior to and  
2 at the time of entering the ring, by a physician appointed by the commission  
3 who has been licensed and who has practiced in the State of Illinois for not less  
4 than five (5) years. The physician shall certify in writing over his own signa-  
5 ture as to the contestant's physical condition to engage in such contest and said  
6 physician shall be in attendance during said contest. Said physician shall file  
7 said report of examination with the commission within a period of twenty-four  
8 (24) hours after the contest. Blank forms of the physician's reports shall be  
9 furnished to the physician by the commission, and all questions on blank forms  
10 must be answered in full. Salary of examining physician shall be paid by the  
11 club, corporation or association under whose auspices the contest is held.

Sec. 15. Competent referees shall be selected and appointed by the com-  
2 mission and they shall be legal voters or citizens of the State of Illinois in the



city, town or village of his residence, and shall have been such for a period of not less than one (1) year. Salary of each referee shall be fixed by the commission and same shall be paid for by the club, corporation or association under whose auspices any contest is held at which he has officiated. The application of any person for selection as a referee shall be accompanied by an annual fee of twenty-five (\$25.00) dollars, to be paid to the State of Illinois, and he shall furnish a bond of one thousand (\$1,000.00) dollars with sureties to be approved by the chairman of the commission, conditioned to faithfully observe and perform all the provisions of the Act and the rules and regulations of the commission. Whenever any such referee shall be appointed to officiate at any match or exhibition he shall, within twenty-four hours after the giving of the judges or his decision in such match or exhibition, send to the commission a written report giving full details of such match or exhibition, including the name of the club or society and the names of each contestant.

Sec. 16. No person shall be allowed to appear as a contestant at any club, corporation or association unless he can show a license as such, duly issued by the commission, for which license he shall pay the sum of five (\$5.00) dollars annually.

Sec. 17. If it can be proven after a hearing by the commission that any contestant is guilty of participating in any sham or unfair match or exhibition he shall be totally disqualified from taking part in any contest or exhibition held or given by any club, corporation or association licensed for such purposes.

Sec. 18. Every club, corporation or association which shall have the privilege conferred by this Act, shall within twenty-four hours after the expiration of every contest furnish to the commission a written report duly verified under oath by one of its officers, showing the amount of gross receipts thereof, and such other matters as the commission may prescribe; and shall, also, within the said time, pay to the State Treasurer a tax of five (5%) per centum of its

7 total gross receipts from such athletic match or exhibition, which tax shall be  
8 placed to the credit of the general fund of the State.

Sec. 19. Each club, corporation or association applying for a license shall  
2 execute and file with the State Treasurer a bond in the sum of five thousand  
3 (\$5,000.00) dollars with good and sufficient sureties to be approved by the State  
4 Treasurer and conditioned to observe and perform all and singular the condi-  
5 tions and provisions of this Act and to comply with the rules and regulations  
6 of the commission. Upon the filing and approval of such bond the State Treas-  
7 urer shall issue to such applicant for such license, a certificate of such filing  
8 and approval, which shall be by such applicant filed in the office of the commis-  
9 sion with the application for such license, and no license shall be issued until  
10 such certificate shall be so filed.

Sec. 20. Whenever any such club, corporation or association shall fail to  
2 make a report of any contest at the time prescribed by this Act or whenever  
3 such report is unsatisfactory to the State Treasurer, he may examine or cause  
4 to be examined the books and records of such club, corporation or association  
5 under oath, its officers and other persons as witnesses for the purpose of deter-  
6 mining the total amount of its gross receipts for any contests and the amount  
7 of tax due pursuant to the provisions of this Act which tax he may, upon and  
8 as the result of such examination fix and determine. In case of the default in  
9 the payment of any tax so ascertained to be due, together with the expenses  
10 incurred in making such examinations for a period of twenty days after notice  
11 to such delinquent club, corporation or association of the amount at which the  
12 same may be fixed by the State Treasurer, such delinquent club shall forfeit  
13 its license and shall thereby be disqualified from receiving any new license and  
14 it shall, in addition, forfeit to the people of the State of Illinois, the sum of five  
15 hundred (\$500.00) dollars which may be recovered by the Attorney General in  
16 the name of the people of the State of Illinois in the same manner as other pen-  
17 alties are by law recovered.

Sec. 21. All clubs, corporations or associations must notify the secretary of  
2 the commission in writing of the date of each and every boxing, sparring match  
3 orf exhibition to be held by said club, corporation or association, at least forty-  
4 eight (48) hours prior to the holding of boxing match or exhibition.

Sec. 22. Any club, corporation or association which shall conduct, hold, give  
2 or participate in any sham or fake boxing or sparring exhibition, shall thereby  
3 forfeit its license, and license fee, and its license shall thereupon, by the com-  
4 mission, be canceled and declared void, and it shall not thereafter be entitled to  
5 receive another license or any license, pursuant to the provision of this Act, nor  
6 shall any such license be issued to any club, organization or association which  
7 has among its officers any person who belonged to a club, corporation or asso-  
8 ciation which had its license revoked.

Sec. 23. That no club, corporation, association or society or any organiza-  
2 tion which has been licensed under this Act, shall hold an exclusive option, per-  
3 mit, or lease, on any particular theatre, building, stadium, or hall, or any  
4 structure that may be rented for boxing exhibitions.

Sec. 24. That all managers, judges, timekeepers, trainers and seconds shall  
2 be licensed by the commission and they shall be legal voters and citizens of the  
3 State of Illinois in the city, town or village of their residence, and shall have been  
4 such for a period of not less than one (1) year. The amount of their license fee  
5 shall be determined by the commission.

Sec. 25. That no boxer who has been barred by any other state shall be  
2 allowed to participate in any boxing exhibition held under this Act in the State of  
3 Illinois within thirty (3) days after the ban is lifted in the state in which he has  
4 been barred.

Sec. 26. No intoxicating liquors shall be sold or given away at any boxing  
2 or sparring exhibitions. No scalping of tickets, gambling, betting or wagering

3 of any character at any boxing or sparring match or exhibition shall be permit-  
 4 ted by any club, corporation or association, before, after or during any such  
 5 contest on the result, in any building, or structure, or any part thereof, in which  
 6 such contest is held.

Sec. 27. The commission shall not allow any boxing, sparring match or ex-  
 2 hibition to be held on Sunday.

Sec. 28. Whenever any boxing, sparring match or exhibitions are held at  
 2 any public playground, gymnasium, school, university, by any society, club or as-  
 3 sociation, and where no fee is charged for admission thereto the license fee pro-  
 4 vided for under this Act shall not be required.

Sec. 29. Any person who violates any of the provisions of this Act, for  
 2 which a penalty is not herein expressly prescribed, shall be held to be guilty of a  
 3 misdemeanor, and the commission is hereby given full power to enforce all the  
 4 provisions of this Act, by prosecution under the criminal code.

Sec. 30. That any boxing exhibition of skill as provided for in this Act,  
 2 shall be policed by the police force of the city, town or village under the supervis-  
 3 ion of the chief of police or the proper authorities of said city, town or village,  
 4 who shall have power to appoint special policemen for that purpose, and said  
 5 special policemen shall be paid for by the club, corporation or association under  
 6 whose auspices the contest is given.

#### RULES TO GOVERN BOXING CONTESTS.

Rule 1. To be a fair stand-up boxing match in a twenty-four (24) foot ring  
 2 or as near that as practicable.

Rule 2. No boxing, sparring match or exhibition shall be of more than ten  
 2 (10) rounds in length, and the length of each round shall be of not more than three  
 3 (3) minutes duration with one (1) minute intermission between each round.  
 4 Providing, however, that whenever a championship tournament is held the box-



ing, sparring match or exhibition shall be of not more than twenty (20) rounds duration.

Rule 3. Weights to be: Fly, 105 pounds and under; Bantam, 115 pounds and under; Feather, 125 pounds and under; Light, 135 pounds and under; Welter, 145 pounds and under; Middle, 158 pounds and under; Commission, 175 pounds and under; Heavy, 175 pounds and over. Any athlete who weighs in and then fails to compete, without any excuse satisfactory to the commission, shall be suspended for six months. All weighing in shall be done at 10 a. m. for afternoon contests and 3 p. m. for evening contests, unless ringside weight is agreed upon by both contestants.

Rule 4. In all boxing, sparring match or exhibitions, the result shall be decided by two (2) judges, with a referee who are to be appointed by the commission and who are also empowered to appoint a timekeeper for all boxing contests.

Rule 5. Each competitor shall be entitled to the assistance of three (3) seconds only, two of whom shall be furnished by the club, corporation or association under whose auspices the contest is held. No advice or coaching shall be given to any competitor by his seconds or either of them, or by any other person during the progress of any round. For any violation of this section, the referee may disqualify the competitor who is so advised or coached.

Rule 6. The manner of judging shall be as follows: The two judges shall be stationed apart outside the ring. At the end of each bout each judge shall write the name of the competitor who in his opinion has won, and shall hand the same to the announcer (or master of ceremonies). In case the judges agree, the master of ceremonies shall announce the winner, but in cases where the judges disagree, the master of ceremonies shall so inform the referee, who shall thereupon himself decide. The decision of the judges or referee, as the case may be, shall be final.

Rule 7. The referee may disqualify a competitor who is boxing unfairly by kicking, or hitting with the open glove, by hitting with the inside or butt of

3 the hand, the wrist or elbow, hitting or catching hold below the waist, or hitting  
 4 when down (one knee and one hand or both knees on the floor), butting with the  
 5 head or shoulder, wrestling or roughing at the ropes, using offensive or scurri-  
 6 lous language, or not obeying the orders of the referee.

Rule 8. If either man fall, through weakness or otherwise, he must get up  
 2 unassisted, ten (10) seconds to be allowed him to do so, meanwhile the other  
 3 man to return to his corner, and when the fallen man is on his legs then the  
 4 round is to be resumed and continued until the three (3) minutes have expired.  
 5 If one man fails to come to the scratch in the ten (10) seconds allowed, it shall  
 6 be in the power of the referee to give his award in favor of the other man.

Rule 9. A man hanging on the ropes in a helpless state, with his toes off  
 2 the ground, shall be considered down.

Rule 10. No seconds or any other person except the referee to be allowed  
 2 in the ring during the rounds.

Rule 11. No person shall be eligible to enter a state championship tourn-  
 2 ament unless he is a legal voter or citizen of the State of Illinois in the city, town  
 3 or village of his residence, and shall have been such for a period of not less than  
 4 one (1) year.

Sec. 31. For the purpose of carrying into effect the provisions of this Act  
 2 for the fiscal year beginning immediately upon thte appointment of the commis-  
 3 sion, there is hereby appropriated, out of any moneys in the state treasury not  
 4 otherwise appropriated, the sum of sixty thousand (\$60,000.00) dollars, or so  
 5 much thereof as may be necessary. All receipts of the commission shall be paid  
 6 over to the State Treasurer.

Sec. 32. The provisions of Sections 231, 232, 233, 235 and 236, of an Act  
 2 entitled, "An Act to revise the law in relation to criminal jurisprudence," ap-  
 3 proved March 27, 1874, in force July 1, 1874, shall not apply to any athletic box-  
 4 ing, sparring match or exhibition conducted, held or given by any club, corpora-  
 5 tion or association duly licensed in accordance with the provisions of this Act.

Sec. 33. This Act shall take effect immediately.



1 Introduced by Mr. Scanlan, February 1, 1921.

2 Read by title, ordered printed and referred to Committee on Elections.

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## A BILL

For an Act in relation to the nomination by political parties of candidates for public  
offices.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That the nomination of candidates for all  
3 elective State, congressional, senatorial, county and judicial offices, by all politi-  
4 cal parties, as defined by section 2 of this Act, shall be made in the manner pro-  
5 vided in this Act and not otherwise.

Sec. 2. Any convention of delegates, elected or chosen as provided in this  
2 Act, representing a political party which, at the general State and county elec-  
3 tion then next preceding, polled at least two per cent of the entire vote cast in  
4 the State, or in the district, circuit or division for which the nomination is made,  
5 may, for the State, or for the district, circuit or division for which the conven-  
6 tion is held, make one nomination for each office to be filled at the election then  
7 next ensuing.

Sec. 3. The following words and phrases in this Act shall, unless the same  
 2 be inconsistent with the context, be construed as follows:

3 1. The word "precinct," a voting district heretofore or hereafter estab-  
 4 lished by law within which all qualified electors vote at one polling place.

5 2. The words "State office," or "State officer," an office to be filled, or an  
 6 officer to be voted for, by qualified electors of the entire State.

7 3. The words "congressional office" or "congressional officer," represen-  
 8 tatives in Congress (other than congressman at large) and members of the State  
 9 Board of Equalization.

10 4. The words "judicial office" or "judicial officer," judges of the Supreme  
 11 and circuit courts and judges of the superior court of Cook county.

12 5. The words "county office" or county officer," an office to be filled or  
 13 an officer to be voted for by the qualified electors of an entire county, including  
 14 also members of the board of assessors and county commissioners of Cook  
 15 County.

16 6. The word "primary," the primary election provided for in this Act.

17 7. The word "election," a general election, as distinguished from a special  
 18 election or a primary election.

Sec. 4. A primary for the election of delegates to county conventions of  
 2 the respective political parties shall be held on the second Tuesday in April in  
 3 every year in which State, congressional, senatorial, county or judicial officers  
 4 are to be voted for.

Sec. 5. All candidates for elective State, congressional, senatorial, county  
 2 or judicial offices, when nominated by political parties as defined in this Act,  
 3 shall be nominated by conventions of delegates chosen as provided for herein,  
 4 and not otherwise. The State, congressional, senatorial, county and judicial con-  
 5 ventions of each political party shall nominate candidates of such party, respec-  
 6 tively, for State, congressional, senatorial, county and judicial offices.



Sec. 6. All State, congressional, senatorial and judicial conventions shall be held not later than three weeks after the date of the primary. All county conventions shall be held not later than ten days after the date of the primary.

Sec. 7. The following committees, to be selected and chosen as hereinafter provided, shall constitute the central or managing committee of each political party—a State central committee, a congressional committee, a senatorial committee, a judicial district committee, for each Supreme Court judicial district, a judicial circuit committee for each judicial circuit and a county central committee for each county.

Sec. 8. The State central committee of each political party shall be chosen biennially at the State convention of such political party, in such manner as the State convention shall determine.

The congressional and senatorial committees of each political party shall be chosen biennially at the congressional and senatorial conventions, respectively, of such political party: *Provided*, that in case a congressional or senatorial district is co-extensive with a county the county central committee of such party shall be *ex officio* the congressional or senatorial committee, as the case may be.

The chairman and secretary of the county central committee of each political party, respectively, of the counties composing a supreme judicial district, shall be *ex officio* the supreme judicial district committee of such political party. In case any county shall constitute one judicial circuit, and in case of the superior court of Cook County, the county central committee of each political party, respectively, of the county shall be *ex officio* the judicial circuit committee. In case a judicial circuit is composed of more than one county then the chairman and secretary of the county central committee of each political party, respectively, of the counties composing the judicial circuit shall be *ex officio* the judicial circuit committee.

The county central committee of each political party shall be chosen biennially at the county convention of such political party in such manner as the county convention shall determine.

22        Vacancies in the State central committee, the congressional committee, the  
23 senatorial committee and the county central committee of each political party  
24 caused by death, resignation, removal from the territorial area for which  
25 chosen, renunciation of the political principles of the party for which chosen,  
26 or otherwise, shall be filled in such manner as the convention selecting such com-  
27 mittee shall, by resolution duly adopted, determine. The facts constituting the  
28 vacancy shall be found by the committee in which the vacancy occurs, and the  
29 finding of the committee in this regard shall be final and conclusive.

30        Within ten days after the adjournment of the State, congressional, sena-  
31 torial and county conventions of each political party, respectively, the chairman  
32 and secretary of each such convention, respectively, shall file in the proper  
33 office a certificate, giving the names and postoffice addresses with the street and  
34 number, if any, of the persons chosen members of the central committees by  
35 the convention of which they were chairman and secretary, respectively. Such  
36 certificate shall further set forth a true, perfect and correct copy of the reso-  
37 lution, if any, adopted by the convention of which they were chairman and  
38 secretary, respectively, providing for the filling of vacancies. Such certificates  
39 before being filed shall be verified by the oath of the chairman and of the secre-  
40 tary that the facts therein stated are true and that they were, respectively,  
41 chairman and secretary of the convention. Such certificate shall be filed as  
42 follows:

43        That executed by the chairman and secretary of the State, congressional  
44 and senatorial conventions in the office of the Secretary of State: *Provided,*  
45 that where a congressional *or senatorial* district is wholly within one *county*, or  
46 is co-extensive with one county, *then* such certificate shall be filed in the office  
47 of the county clerk of the county in which such congressional or senatorial dis-  
48 trict is located; that executed by the chairman and secretary of the county con-  
49 vention in the office of the county clerk.

50        In case of a vacancy on any committee shall be filled, a certificate to that  
51 effect, subscribed and sworn to by the chairman and secretary of the committee

52 in which vacancy occurred, shall be filed in the office in which the certificate of  
53 appointment of such committee is filed.

54     Until committees are chosen in the manner provided by this Act the com-  
55 mittees of the respective political parties selected and chosen under the laws in  
56 force at the time of their selection shall Act as like committees under this Act.

57     Nothing herein contained shall be construed to prevent a political party  
58 from electing or appointing in accordance with its practice other committees.

      Sec. 9. The State convention of each political party shall consist of dele-  
2 gates chosen and selected by the respective county conventions of such political  
3 party in such manner as the State central committee of such party, in its  
4 official call for the State convention of such political party, shall prescribe:  
5 *Provided*, that if the State central committee shall, in its official call, so pre-  
6 scribe, delegates to the State conventions may be chosen by wards, precincts,  
7 commissioners' districts, or combinations of wards, precincts or commissioners'  
8 districts.

9     The congressional and senatorial conventions of each political party shall be  
10 composed of delegates chosen and selected by the county conventions of such  
11 parties in such number and manner as the congressional or senatorial committee  
12 of such political party, in its official call for the congressional or senatorial con-  
13 vention of such party shall prescribe: *Provided*, that in case a county has within  
14 its limits more than one congressional or senatorial district then the delegates to  
15 such congressional or senatorial convention shall be chosen by delegates to the  
16 county convention residing within such congressional or senatorial district.

17     The judicial district convention and the judicial circuit convention, respec-  
18 tively, of each political party, shall be composed of delegates chosen by the  
19 county conventions of each political party of each county composing the judicial  
20 district or the judicial circuit, as the case may be: *Provided*, that in case any  
21 county shall constitute one judicial district or circuit, and in case of the superior  
22 court of Cook county, the county convention shall constitute the judicial district  
23 or judicial circuit convention.



24       The county convention of each political party shall be composed of delegates  
 25   elected from the various precincts of the county in such number as may be  
 26   determined by the county central committee of such party for each county in  
 27   its official call for such convention.

      Sec. 10. At least thirty days before the day fixed by law for the holding  
 2   of a primary for the election of delegates to a county convention, official calls  
 3   shall be made and filed by the respective committees of the respective political  
 4   parties for the conventions then next ensuing: *Provided*, that the call for the  
 5   county convention shall be filed twenty days before the date of the primary.  
 6   The number of delegates to any convention shall be proportioned equally to  
 7   the number of voters of such party as shown by the last preceding general  
 8   election.

9       The State central committee of each political party shall file its official call  
 10   for a convention in the office of the Secretary of State. Such call, among other  
 11   things, shall set forth:

12       *First*—The name of such political party and the name and address of the  
 13   chairman and secretary of State central committee and the address of the head-  
 14   quarters of such committee.

15       *Second*—The day on which the State convention shall be held.

16       *Third*—To place (designating the building or hall) in which the State  
 17   convention shall be held.

18       *Fourth*—The total number of delegates which shall compose the State con-  
 19   vention.

20       *Fifth*—The ratio of representation of each governmental or geographical  
 21   subdivision in the State convention.

22       *Sixth*—The number of delegates to which each county, ward, precinct, com-  
 23   missioners' district, or combinations of wards, precincts, or commissioners' dis-  
 24   tricts, is entitled.

25       *Seventh*—The manner of the selection of delegates to the State convention  
 26   whether all the delegates thereto shall be selected by the county convention



27 of any county or by the delegates to the county convention from wards, pre-  
28 cincts, or cimmissioners' districts, or combinations of wards or precincts or  
29 commissioners' districts of such county or counties.

30 The congressional committee and the senatorial committee of each political  
31 party shall file the calls for the respective conventions in the office of the Secre-  
32 tary of State, excepting in case a congressional or senatorial district is wholly  
33 within the limits of one county then such call shall be filed in the office of the  
34 county clerk of the county in which such congressional or senatorial district is  
35 located. Such call, among other things, shall set forth:

36 *First*—The name of such political party and the name and address of the  
37 chairman and secretary of the congressional or senatorial committee, as the case  
38 may be, and the address of the headquarters of such committee.

39 *Second*—The day on which the congressional or senatorial convention shall  
40 be held.

41 *Third*—The place (designating the building or hall) in which the congres-  
42 sional or senatorial convention shall be held.

43 *Fourth*—The total number of delegates which shall compose the congres-  
44 sional or senatorial convention.

45 *Fifth*—The ratio of representation in the congressional or senatorial con-  
46 vention.

47 *Sixth*—The number of delegates to which each county is entitled in the  
48 congressional or senatorial convention: *Provided*, that in case a county has  
49 within its limits a congressional or senatorial district, such call shall state the  
50 number of delegates to be chosen by the delegates to the county convention  
51 residing in each congressional or senatorial district in such county.

52 The judicial districts and the judicial circuit committees of each political  
53 party shall file the calls for the respective conventions in the office of the Secre-  
54 tary of State. Such calls, among other things, shall set forth:

55 *First*—The name of such political party and the name and address of the  
56 chairman and secretary of the judicial district or the judicial circuit committee,  
57 and the address of the headquarters of such committee.

58       *Second*—The day on which the judicial district or the judicial circuit con-  
59 vention, as the case may be, shall be held.

60       *Third*—The place (designating the building or hall) in which the judicial  
61 district or the judicial circuit convention, as the case may be, shall be held.

62       *Fourth*—The total number of delegates which shall compose the judicial  
63 district or the judicial circuit convention, as the case may be.

64       *Fifth*—The ratio of representation in the judicial district or the judicial  
65 circuit convnetion, as the case may be.

66       *Sixth*—The number of delegates to which each county is entitled.

67       The county central committee of each political party shall file its official call  
68 for a county convention in the office of the county clerk, and in the office of the  
69 board of election commissioners in each city, village and incorporated town  
70 having a board of election commissioners in the county. Such call shall, among  
71 other things, set forth:

72       *First*—The name of such political party and the name and address of the  
73 chairman and secretary of the county central committee, and the address of  
74 the headquarters of such committee.

75       *Second*—The day on which the county convention shall be held.

76       *Third*—The place (designating the building or hall) in which the county  
77 convention shall be held.

78       *Fourth*—The total number of delegates which shall compose the county  
79 convention.

80       *Fifth*—The ratio of representation in the county convention.

81       *Sixth*—The number of delegates for each precinct in the county: *Pro-*  
82 *vided*, that each precinct shall be entitled to at least one delegate in the county  
83 convention.

84       In default of the filing of an official call by the county central committee  
85 of any party for the holding of a county convention of such party, such party  
86 shall not be entitled to hold a county convention in such county, and shall in  
87 such county be precluded from participating in the primary election.

88       The official call for the respective conventions of the respective political  
89 parties shall be signed by the chairman and attested by the secretary of the  
90 proper central or managing committee of such political party or organization,  
91 verified by oath that the facts therein stated are true and that they are  
92 respectively the chairman and secretary of such committee.

      Sec. 11. The primaries herein provided for shall be held at the regular  
2 polling places now established or which may hereafter be established for the  
3 purpose of a general election. The polls shall be open from six o'clock A. M.  
4 to five o'clock P. M.

      Sec. 12. At least ten days before each primary it shall be the duty of the  
2 county clerk, or of the board of election commissioners, as the case may be, to  
3 give notice of such primary election. Such notice shall contain the names of the  
4 political parties entitled to participate therein, the addresses of the respective  
5 headquarters of the central or managing committees of such political parties,  
6 the name, place and time of each county convention according to the official calls  
7 filed in the office of the county clerk, or in the office of the board of election com-  
8 missioners, as the case may be, the time and place of holding the primary, the  
9 hours during which the polls will be open, the number of delegates of each  
10 political party to be elected to the county convention, and the color of the ballots  
11 to be used by each political party. Such notices shall be posted at least fifteen  
12 (15) days prior to the primary by the same authorities and in the same manner  
13 as notices of election under the general election laws of this State.

      Sec. 13. The judges of general elections for State and county offices are  
2 hereby constituted respectively the judges of primary elections in their respect-  
3 ive precincts under the provisions of this Act.

      Sec. 14. It is hereby made the duty of the respective judges of general  
2 elections to act as judges of primary elections in their respective precincts until  
3 their successors as judges of general elections are duly appointed and qualified.



Sec. 15. If, at the time for opening of a primary, one of the primary judges be absent, or refuse to act, the judges present shall appoint some qualified primary elector of the precinct to act in his place. If two of the primary judges be absent or refuse to act, the judges present shall fill the vacancies in the same manner, as above provided. If all three of the primary judges be absent, or refuse to act, the primary electors present, who reside in the precinct, shall elect three of their number to act as primary judges.

Sec. 16. The primary judges in each precinct, except in cities having a board of election commissioners, shall select three qualified primary electors of such precinct, to act as primary clerks, who shall continue to serve during the pleasure of such primary judges; but no more than two persons of the same political party shall be chosen primary clerks in the same precinct.

In cities having a board of election commissioners, the regularly appointed clerks of election shall act as clerks of the primary in their respective precincts.

Sec. 17. Previous to any vote being taken, the primary judges and clerks shall severally subscribe and take an oath or affirmation in the following form, to-wit:

“I do solemnly swear (or affirm, as the case may be) that I will support the Constitution of the United States and the Constitution of the State of Illinois, and will faithfully and honestly discharge the duties of primary judge (or clerk, as the case may be) according to the best of my ability, and that I have resided in this State for one year, in this county for ninety days, and in this precinct thirty days next preceding this primary, and am entitled to vote at this primary.”

All persons subscribing the oath as aforesaid, and all persons actually serving as primary judges and clerks, whether sworn or not, shall be deemed to be and are hereby declared to be officers of the county court of their respective counties; and such persons shall be liable to punishment by said court in a proceeding for contempt for any misbehavior as such primary judges or clerks,



16 to be tried in open court, on oral testimony, in a summary manner, without  
17 written pleadings, but such trial, or punishment for contempt of court shall not  
18 be any bar to any criminal proceedings against such primary judges or clerks  
19 for any violation of this Act.

Sec. 18. In case there shall be no justice of the peace or notary public  
2 present at the opening of a primary, or in case such justice of the peace or notary  
3 public shall be appointed one of the primary judges or clerks, it shall be lawful  
4 for the primary judges to administer the oath or affirmation to each other, and  
5 to the primary clerks.

Sec. 19. The primary judges and clerks, except as otherwise provided in  
2 this Act, shall perform the same duties, have the same powers, and be subject to  
3 the same penalties as judges and clerks of general elections, under the general  
4 election laws of this State.

Sec. 20. The judges of the primary shall permit each different ticket of  
2 delegates to be represented by a challenger, chosen by a majority of those named  
3 for delegates on any particular ticket. Such challengers shall be protected in  
4 the discharge of their duty by the judges of primary and the police. Such  
5 challengers shall be permitted to remain within the polling place in such a posi-  
6 tion as will enable them to see each person as he offers his vote, and to remain  
7 within the polling place throughout the canvass of the vote and until the returns  
8 are signed. The challengers shall be permitted to remain so near that they can  
9 see that the judges and clerks are faithfully performing their duties.

Sec. 22. The judges of primary shall admit one or more policemen to be  
2 present in the polling place at the time of such canvass. None but the officers  
3 of such primary election, challengers and peace officers shall occupy such poll-  
4 ing place, except for the purpose of voting.

Sec. 23. All officers upon whom is imposed by law the duty of designating  
2 and providing polling places for general elections shall provide polling places

3 for the primary elections, and such polling places shall be established, furnished,  
4 warmed, lighted and maintained by such authorities.

Sec. 24. Primary ballot boxes shall be furnished by the same authorities  
2 and in the same manner, and shall be of the same style and description as  
3 ballot boxes furnished for the general election under the general election laws  
4 of this State.

Sec. 25. All necessary primary poll books, registry books return sheets,  
2 tally sheets, blanks, return blanks, stationery and other necessary supplies shall  
3 be furnished by the same authorities upon whom is imposed by law the duty of  
4 furnishing such supplies at general elections.

Sec. 26. The expense of conducting such primary, including the per diem  
2 of judges and clerks, furnishing, warming, lighting and maintaining the polling  
3 places, and all other expenses necessarily incurred in the preparation for or  
4 conducting of such primary shall be paid in the same manner, and by the same  
5 authorities or officers respectively as in the case of general elections.

Sec. 27. The primary poll books shall substantially be in the following  
2 form:

PRIMARY POLL BOOKS.

3 Of a primary held in the.....precinct of the city of.....  
4 ....., county of....., on the.....day of.....,  
5 A. D.....

| Name of Voter. |                    | Party Affiliation. |             |              |            |
|----------------|--------------------|--------------------|-------------|--------------|------------|
|                |                    | Republican.        | Democratic. | Progressive. | Socialist. |
| 1.             | John Jones.....    | X                  |             |              |            |
| 2.             | Richard Smith..... |                    | X           |              |            |
| 3.             | John Doe.....      |                    |             | X            |            |
| 4.             | Richard Roe.....   |                    |             |              | X          |

6 This is to certify that the above and foregoing is a correct list of primary  
 7 voters at a primary held on the.....day of....., A. D.  
 8 ....., in the.....precinct, in the city of.....,  
 8 in.....county, and State of Illinois. That at said primary the  
 10 undersigned judges and clerks served as required by law and are entitled to  
 11 pay therefor.

12 Dated....., 19....  
 13 .....  
 14 .....  
 15 .....  
 16 Clerks of Primary. Judges of Primary.

17 Such primary poll books shall otherwise be in form and shall contain the  
 18 same certificates, as nearly as may be, as the poll books used in the regular elec-  
 19 tion and shal be signed and attested in the same manner, as nearly as may  
 20 be, as the poll books used for the purposes of regular elections.

Sec. 28. At such primary the manner of voting shall be by ballot. The  
 2 ballots shall be of uniform size and six inches in length and six inches in width.  
 3 The ballots shall be printed or written or partly printed or partly written.  
 4 Each political party shall have a ballot of distinctive color. The ballots of the  
 5 political party polling, at the election for Governor then next preceeding, the  
 6 highest number of votes for Governor shall be on plain white paper; the ballots  
 7 of the political party polling, at such election, the next highest number of votes  
 8 for Governor shall be on blue tinted paper; the ballots of the political party  
 9 polling, at such election, the third highest number of votes for Governor shall  
 10 be on purple tinted paper; those of the political party polling, at such election,  
 11 the fourth highest number of votes for Governor, on pink tinted paper; and  
 12 those of the other political parties, if any, shall, in the order of the votes polled  
 13 at such election for Governor, be on yellow, green, royal purple, vermillion and  
 14 gray, respectively. Any person or persons may, at private expense, furnish such  
 15 ballots, and no primary election ballots shall be furnished at public expense.

16 The names of each delegate, and alternate delegate, for whom the voter desires  
 17 to vote shall appear on one ballot, on one and the same side thereof in plain  
 18 letters, together with the name of the county convention to which such dele-  
 19 gates are to be elected.

20 Immediately preceding the list of delegates to the county convention may  
 21 appear the name of the candidate or candidates for State, congressional, sena-  
 22 torial, county or judicial offices for whom such delegates, or alternate delegates,  
 23 stand, or the word "unpledged" may appear, and at the top of the ballot may  
 24 appear the simple party name, the precinct and the location of the polling place.  
 25 Unless ballots substantially comply with this Act in size and color, the same shall  
 26 be void for all purposes and shall not be received, deposited or counted by any  
 27 person or judge at any such primary. The judges shall receive from any person  
 28 and permit to be freely and equally exposed, in separate and orderly piles, within  
 29 the polling place, near the ballot box and within reach of voters, a sufficient  
 30 supply of each of the various primary tickets or ballots. Whenever the supply  
 31 of any of the various tickets shall become insufficient, the judges shall immedi-  
 32 ately mention the fact of such insufficiency to one or more of the candidates,  
 33 challengers or persons interested in such ticket. Any judge or clerk, or any other  
 34 person who shall in any manner conceal or remove or destroy any such supply  
 35 of tickets, or who shall hinder or prevent or interfere with the free and equal  
 36 reception, exposure, distribution, use or supply of such various primary tickets  
 37 or ballots, or who shall do any electioneering within 100 feet of the polling place,  
 38 shall, upon conviction thereof, be deemed guilty of a misdemeanor.

Sec. 29. Upon the opening of the polls one of the primary judges shall  
 2 make proclamation of the same. And at least thirty (30) minutes before the  
 3 closing of the polls proclamation shall be made in like manner that the polls  
 4 will be closed in half an hour.

Sec. 30. Before voting begins, the ballot box shall be emptied, and it shall  
 2 be opened and shown to those present to be empty, after which it shall be locked  
 3 and the key delivered to one of the primary judges, and such ballot box shall



4 not be removed from public view from the time it is shown to be empty until  
5 after the close of the polls.

Sec. 31.. Any person entitled to vote at such primary shall, on the day of  
2 such primary, be entitled to absent himself from any service or employment in  
3 which he is then engaged or employed, for a period of two hours between the  
4 time of opening and closing the polls, and such primary elector shall not, be-  
5 cause of so absenting himself, be liable to any penalty nor shall any deduction be  
6 made on account of such absence from his usual salary or wages: *Provided, how-*  
7 *ever,* that applications for such leave of absence shall be made prior to the day of  
8 primary. The employer may specify the hours during which such employee  
9 may absent himself.

Sec. 32. Every person having resided in this State one year, in the county  
2 90 days and in the precinct thirty days next preceding any primary therein, who  
3 was an elector in this State on the first day of April in the year of our Lord  
4 1848, or obtained a certificate of naturalization before any court of record in  
5 this State prior to the first day of January in the year of our Lord, 1870, or who  
6 shall be a male citizen of the United States, above the age of 21 years, shall be  
7 entitled to vote at such primary.

8 The following regulations shall be applicable to primaries:

9 No person shall be entitled to vote at a primary;

11 (a) Unless he declares his party affiliation as required by this Act;

11 (b) Who shall have signed the nominating papers of an independent can-  
12 didate for any office for which office candidates will be nominated by the State,  
13 congressional, senatorial, county or judicial conventions next ensuing;

14 (c) If he shall have voted at a primary, held under this Act, of another  
15 political party, within a period of two years next preceding such primary.

16 In cities, villages, or incorporated towns having a board of election com-  
17 missioners the following additional regulations shall be applicable:

18 In such cities only voters, registered as herein provided, shall be entitled to  
19 vote at such primary. The registration books prepared and used at the election  
20 the next preceding shall be used for the primary, and any person therein reg-  
21 istered shall be entitled to vote at the primary unless he shall have removed  
22 from the election precinct or become otherwise disqualified. Any person  
23 whose name does not appear on the registry books who is, or shall, at or before  
24 the primary, become a primary elector of the precinct in which he desires to vote,  
25 shall be entitled to vote at such primary by filing, or causing to be filed, with  
26 the board of election commissioners, twenty days prior to a primary, an affidavit,  
27 or affirmation, specifying the facts, showing that on the date of such primary he  
28 will be a legally qualified primary elector in the precinct in which he desires to  
29 vote.

30 Such affidavit, or affirmation, for registration, shall state the name of the  
31 applicant, the place and date of his nativity, the term of his residence at his then  
32 present address, in the precinct, county, State and United States, the fact of  
33 his naturalization, if the applicant is a naturalized citizen, specifying the court,  
34 if known, or, if not known, the city in which the court was held where such citi-  
35 zen was naturalized, and the residence when last registered, if the applicant was  
36 previously registered. It shall be the duty of the board of election commis-  
37 sioners to prepare proper forms of affidavit, or affirmation.

38 Upon the filing of such affidavit, or affirmation, the board of election com-  
39 missioners shall place the name of such primary elector in the original regis-  
40 tration books for the proper precinct, specifying the precinct from which he  
41 is transferred, if previously registered in another precinct, and shall also make  
42 a minute opposite his name in the original registration book of the precinct from  
43 which he was removed, showing the precinct to which his name is transferred,  
44 or, as the case may be, shall add the name of such primary elector in the original  
45 registration books for the proper precinct and the reason of the registration  
46 thereof.

47       At least five days prior to the date of the primary, the board of election  
48 commissioners shall cause to be posted at each polling place in each precinct,  
49 in a book substantially in the form now used for "verification lists" under the  
50 general election laws of this State, the name and address of each primary  
51 elector who has been registered for the primary by having filed an affidavit, or  
52 affirmation, as above set forth.

53       Any primary elector of a precinct may on the eleventh and twelfth days  
54 immediately preceding the primary, file with the board of election commissioners  
55 an application, signed and sworn to by him, requesting that the name of a per-  
56 son, registered on the registration books of such precinct by affidavit, is herein  
57 provided, shall be erased therefrom, for the reason that such person so regis-  
58 tered by affidavit is not, or will not on or before the day of the primary, be a  
59 legal primary elector of the precinct. A docket of such application shall be  
60 made by wards and precincts.

61       Notice of such application, with a demand to appear and show cause why  
62 such name should not be erased, shall thereupon be given to such person by  
63 the board of election commissioners. Such notice shall be served upon such  
64 person personally, or left at the place of residence stated in the affidavit for  
65 registration and a copy thereof shall be sent by mail, postage, prepaid, at  
66 least two days before the day fixed to show cause, addressed to the person  
67 whose right to vote is challenged, at the residence address given in his registra-  
68 tion affidavit. In case personal service cannot be had, the return of the board  
69 of election commissioners shall so state, and the reason therefor.

70       On Monday, Tuesday and Wednesday next preceding the primary, the  
71 board of election commissioners shall sit to hear such applications by wards  
72 and precincts in their numerical order. At the request of either party, sub-  
73 pœnas shall be issued, and witnesses may be sworn and heard upon such hear-  
74 ing. Each person appearing in response to an application to erase a name  
75 shall subscribe and swear to an answer, in the presence of a member of the  
76 board of election commissioners, substantially in the following form:



77        “I, ....., do solemnly swear that I am a citizen of  
 78 the United States, that I have resided in the State of Illinois since the.....  
 79 day of ....., A. D. 19..., and in the county of....., said State, since the  
 80 .....day of....., A. D. 19..., and in the.....precinct of the.....  
 81 ward, in the city of....., said county and State, since the.....day  
 82 of....., A. D. 19...; and that I am.....years of age; and that I  
 83 am the identical person registered in said precinct for the primary by affidavit  
 84 under the name I subscribe hereto.”

85        Such answer shall be filed with the board of election commissioners.

86        The decision on each application shall be announced at once after hearing,  
 87 and where such application is allowed, such name shall be erased forthwith.

88        The county court of the county in which such city is situated shall, on  
 89 Friday and Saturday of the week prior to the week in which such primary is  
 90 to be held, specially sit to hear such applications as may be made to it by  
 91 persons whose names have been stricken from the registry list as above pro-  
 92 vided. Such application shall be sworn to and shall state that the board of  
 93 election commissioners has stricken such name from the registry list. Such  
 94 application shall be heard summarily and evidence may be introduced for or  
 95 against such application. Each case shall be decided at once on hearing and the  
 96 clerk of the court shall make a minute of the disposition of each application.  
 97 A copy of such minute shall at once be given to such board of election commis-  
 98 sioners, and, when such minute indicates that the name of the applicant shall  
 99 be restored to the register, the board of election commissioners shall forthwith  
 100 cause such name to be placed upon the appropriate register, and indicate that  
 101 it was entered by order of the court.

102        In case the county court shall refuse such application, an order shall be  
 103 entered accordingly on the Monday following the session of the court held for  
 104 the purpose aforesaid, and any person desiring to appeal from such order may  
 105 appeal to the Supreme Court of the State, if application be made therefor within  
 106 five days after the entry of such order, and such appeal shall be allowed on the



107 giving of an appeal bond in the penalty of \$250, conditioned to pay the expenses  
108 of such appeal. The time for filing such appeal bond and certificate of evidence  
109 shall be fixed by the court and upon presentation to the court of a certificate con-  
110 taining the evidence heard at such hearing, within the time fixed by the court, the  
111 court shall sign the same, and thereupon the same shall become part of the  
112 record in the cause.

113       The original registration books, together with the registration by affidavit,  
114 or affirmation, as herein provided, shall constitute the primary registration.

115       It is the intent and meaning of this section that all primary electors in any  
116 and all precincts, not already registered in which they are or will be legally  
117 qualified to vote on the day of the primary, may be given an opportunity to  
118 have their names placed upon the registry books of the precinct in which they  
119 are, or will be, qualified to vote on the day of the primary, and this section  
120 shall be liberally construed to effectuate such intent.

Sec. 33. Delegates to the county convention shall be members of and  
2 affiliated with the political party for which they are elected, and shall be legally  
3 qualified voters residing in the precinct for which they are elected. Delegates to  
4 State, congressional, senatorial and judicial conventions shall be members of  
5 and affiliated with the political party for which they are chosen, and shall be  
6 qualified voters of the county for which they are chosen. One alternate delegate,  
7 and no more, shall be elected or chosen to each convention. No person shall act  
8 as delegate to any convention except when elected or chosen a delegate, or alter-  
9 nate delegate, in accordance with the provisions of this Act, except that if no dele-  
10 gate, or alternate delegate, from a given precinct or subdivision is present, the  
11 vacant delegation may, in the case of the county convention, be filled by the  
12 delegates present from the ward township, and, in the case of State, congres-  
13 sional, senatorial or judicial convention, by the convention itself. In the absence  
14 of a delegate or delegates, the delegates present from the district or subdivision  
15 shall select from the alternate delegates present the one who shall represent

16 the absent delegates. Judges and clerks acting as such at any primary shall be  
 17 ineligible as delegates, or alternate delegates, to the county convention.

Sec. 34. Any person desiring to vote at a primary shall state his name,  
 2 residence and party affiliation to the primary judges, one of whom shall there-  
 3 upon announce the same in a distinct tone of voice, sufficiently loud to be heard  
 4 by all persons in the polling place. If the person desiring to vote is not chal-  
 5 lenged, one of the judges shall receive the ballot from the primary elector. If  
 6 the person desiring to vote is challenged, he shall not be allowed to vote until he  
 7 shall have established his right to vote as hereinafter provided. Such ballot  
 8 shall be folded by the primary elector in such a manner that the contents there-  
 9 of cannot be seen without unfolding such ballot. After receiving the ballot, the  
 10 primary judge shall again announce, in a loud and distinct tone of voice, the  
 11 name, residence and party affiliation of the primary elector and such primary  
 12 judge shall make with pencil or ink the initials of his own name on the back of  
 13 such ballot as it is folded. After holding up and exhibiting the ballot to be so  
 14 marked, the primary judge, in the presence of the primary elector, other judges  
 15 and clerks, challengers and primary electors present, shall deposit such ballot in  
 16 the ballot box. The primary clerks shall thereupon enter in the primary poll  
 17 books the name of the primary elector, his residence and his party affiliation.  
 18 No person who refuses to state his party affiliation shall be allowed to vote at  
 19 a primary.

Sec. 35. Whenever a person offering to vote at a primary is challenged,  
 2 the person so challenged shall make and subscribe, before a primary judge, an  
 3 affidavit in the following form, which shall be presented to and retained by the  
 4 primary judges and clerks and returned by them with the primary poll books.

5 STATE OF ILLINOIS, }  
 6 COUNTY OF..... } ss...

7 I, ....., do solemnly swear (or affirm) that I am  
 8 a citizen of the United States, of the age of twenty-one years or over, and am

9 entitled to vote under and by virtue of the Constitution and laws of the State of  
10 Illinois, and am a legally qualified primary elector of this precinct; that I now  
11 reside at .....(insert street and number, if any,)  
12 in this precinct, and am a member of and affiliated with the.....  
13 party; that I have not voted at a primary of another political party, held  
14 under the provisions of the Act of 1915, within a period of two years prior to  
15 this date; and that I have not signed the nominating papers of an independent  
16 candidate for any office for which office candidates will be nominated by the  
17 State, congressional, senatorial, county or judicial conventions next ensuing.

18 .....  
19 Subscribed and sworn to before me this.....day of.....  
20 Ad. D. ....  
21 .....  
22 ..... Primary Judge.

23 In addition to such affidavit, the person so challenged shall procure the  
24 affidavit for one householder of the precinct, who shall be a qualified voter at such  
25 primary, and who shall be personally known or proved to the judges to be a  
26 householder in the precinct, which affidavit shall be in the following form:

27 STATE OF ILLINOIS, }  
28 COUNTY OF..... } ss.

29 I, .....do solemnly swear (or affirm) that I am a  
30 householder of this precinct and entitled to vote at this primary; that I am  
31 acquainted with .....(name of party challenged) whose  
32 right to vote at this primary has been challenged; that I know him to be an  
33 actual bona fide resident of this precinct, and that he has resided herein thirty  
34 days, and I verily believe he has resided in this county ninety days and in this  
35 State one year preceding this primary; that I verily believe he is a member of  
36 and affiliated with the.....party.

37 .....  
.....







16       (6) The primary judges shall then proceed to count the primary ballots  
17 of each political party separately. They shall reject all ballots on which the  
18 initials of a primary judge do not appear. If the primary elector has marked  
19 more names upon the ballots than he is entitled to vote for, or if, for any rea-  
20 son, it is impossible to determine the primary elector's choice, his primary bal-  
21 lot shall not be counted.

22       (7) The judges shall open all the ballots and place in separate piles those  
23 which contain the same names throughout. Each judge shall carefully examine  
24 each pile and ascertain that the ballots are identical in names. When the judges  
25 agree upon the identity of names in such pile and the number of ballots in the  
26 pile, they shall give the names and the number of votes to the primary clerks,  
27 who shall carefully and correctly mark upon the tally sheets the names and  
28 number of votes.

29       (8) The judges shall then canvass the remaining ballots, and cause the  
30 names and the number of votes received by each to be carefully and correctly  
31 marked by the primary clerks, upon the tally sheets.

32       (9) All ballots not in accordance with the provisions of this Act, but  
33 which by any mistake may have been deposited in the ballot box shall be void,  
34 and shall be marked "defective" on the back thereof. No ballots shall be  
35 marked defective because the primary elector has named upon it a less num-  
36 ber of delegates, or alternate delegates, than he is entitled to vote for. If the  
37 primary elector has marked more names upon the ballot than he is entitled to  
38 vote for, or, if for any reason it is impossible to determine the primary elector's  
39 choice, his primary ballot shall not be counted. Ballots to which objection has  
40 been made by either of the judges or challengers shall be marked "objected to"  
41 on the back thereof, and a memorandum signed by the judges stating how it was  
42 counted shall be written on the back of each ballot so marked.

43       (10) Ballots marked "stuffed" shall be enclosed in a separate envelope  
44 marked "stuffed ballots of.....political party," the envelope securely  
45 sealed and preserved and returned, together with the other ballots.

(11) Ballots not counted, except “stuffed ballots,” shall be marked “defective” on the back thereof. Ballots marked “defective” or “objected to,” shall be enclosed in an envelope securely sealed and so marked and endorsed as clearly to disclose its contents.

Sec. 39. As soon as the ballots of a political party shall have been canvassed, as provided in the last above section, the primary clerks shall foot up the tally sheets so as to show the total number of votes cast for each candidate of such political party for delegate and alternate delegate, to the county convention, and one of them shall announce in a loud voice to the judges the number of votes received by each person. The person receiving the highest number of votes at a primary as a candidate of any political party for delegate, or alternate delegate, to the county convention of such political party shall be declared elected as a delegate, or alternate delegate, to such county convention: *Provided*, that if two or more persons are to be elected delegates, or alternate delegates, to such county convention, the requisite number of persons receiving the highest number of votes shall be declared elected as delegates, or alternate delegates, to such county convention. When two or more persons receive an equal and the highest number of votes of any political party for delegate, or alternate delegate, to the county convention of such political party, the primary judges shall determine, by lot, which of them is to be declared elected.

Sec. 40. Upon completion of such canvass, the judges of election shall declare the result thereof, and such declaration shall be *prima facie* evidence of the result. Thereupon, the primary judges shall make three statements for each political party of all the votes cast by such political party at such primary. Such statement shall be substantially in the following form:

.....POLITICAL PARTY.

STATE OF ILLINOIS, }  
COUNTY OF..... } ss.

At a primary election held on the..... day of.....,  
A. D. ...., in the.....precinct, in the city of.....,

11 county of....., and State of Illinois, the following named per-  
 12 sons received the number of votes annexed to their respective names as can-  
 13 didates of such political party for delegates, and alternate delegates, of such  
 14 political party to the county convention of such political party next ensuing,  
 15 to-wit:

16 ..... received.....votes for delegate  
 17 ..... received.....votes for delegate  
 18 ..... received.....votes for delegate  
 19 ..... received.....votes for delegate  
 20 ..... received.....votes for delegate  
 21 ..... received.....votes for delegate  
 22 ..... received.....votes for delegate  
 23 ..... received.....votes for delegate  
 24 ..... received.....votes for alternate delegate  
 25 ..... received.....votes for alternate delegate  
 26 ..... received.....votes for alternate delegate  
 27 ..... received.....votes for alternate delegate  
 28 ..... received.....votes for alternate delegate  
 29 ..... received.....votes for alternate delegate  
 30 ..... received.....votes for alternate delegate  
 31 ..... received.....votes for alternate delegate  
 32 ..... received.....votes for alternate delegate  
 33 ..... received.....votes for alternate delegate

34 We further certify that the following named persons were declared elected  
 35 delegates, and alternate delegates, of such political party to the county conven-  
 36 tion of such political party next ensuing, to-wit:

37 .....was declared elected delegate  
 38 .....was declared elected delegate  
 39 .....was declared elected alternate delegate  
 40 .....was declared elected alternate delegate

41 This is to certify that the foregoing statement, showing the total number  
 42 of votes cast for each of the above named persons for delegate, and alternate  
 43 delegate, to the county convention of the .....  
 44 ..... political party, and showing the persons elected dele-  
 45 gates, and alternate delegates, to such county convention, is true and correct in  
 46 every respect.

47 Given under our hands this.....day of....., A. D. ....  
 48 .....  
 49 .....  
 50 .....  
 51 ..... Primary Judges.

52 Attest:  
 53 .....  
 54 .....  
 55 .....  
 56 ..... Primary Clerks.

57 If any primary judge or clerk shall decline to sign such statement, he shall  
 58 state his reason therefor in writing, and such written memorandum shall be at-  
 59 tached to and enclosed with such statement.

60 One of such statements shall be attached to the poll books; another shall be  
 61 enclosed in an envelope separately for each political party properly endorsed  
 62 and marked by such judges, and the same shall, by one of such judges, be carried  
 63 to the respective headquarters of the county central committee of such politi-  
 64 cal parties, and the receipt of the chairman or secretary of such county central  
 65 committee shall be taken therefor; another shall be enclosed in an envelope,  
 66 separately for each political party, which shall then be securely sealed, endorsed  
 67 by each of the judges by writing his name across each and every fold at which  
 68 the envelope, if unfastened, could be opened, addressed to the county clerk,  
 69 or to the board of election commissioners, as the case may be, which envelope  
 70 shall be endorsed on the outside thereof substantially as follows:



71       “Statement of votes cast for the.....political party for dele-  
 72 gates, and alternate delegates, in the.....precinct of the city  
 73 of....., county of....., and State of Illinois, at a primary  
 74 election held on the.....day of.....A. D. ....

75       The envelope last aforesaid shall be carried to the office of the county  
 76 clerk, or of the board of election commissioners, as the case may be, by one of  
 77 the judges, and a receipt shall be taken for the same.

      Sec. 41. After the votes of a political party have been counted and set  
 2 down, and the tally sheets footed and the statements of the results executed,  
 3 as above provided, all the primary ballots of such political party, except those  
 4 marked “stuffed,” “defective” and “objected to” shall be strung upon strong  
 5 thread or twine, separately for each political party, the ends of the thread or  
 6 twine united in a firm knot, the knot sealed in such manner that it cannot be  
 7 untied without breaking the seal, and enclosed in a canvass covering securely  
 8 tied and sealed with official wax impressions so that it cannot be opened with-  
 9 out breaking the seals. The canvass covering, together with the package con-  
 10 taining the envelopes marked “stuffed ballots of the.....political  
 11 party,” “defective ballots and ballots objected to” and “statement of votes”  
 12 shall be put into the hands of one of the primary judges, who shall, within 48  
 13 hours thereafter, deliver the same to the county clerk, or to the board of elec-  
 14 tion commissioners, as the case may be. Such ballots shall be preserved for at  
 15 least three months, when they shall be destroyed, by burning, in the presence  
 16 of two reputable electors of the county, without having been previously opened.

      Sec. 42. As soon as the returns are delivered to the county clerk or to the  
 2 board of election commissioners, as the case may be, it shall be the duty of the  
 3 county clerk, or of the board of election commissioners, as the case may be:  
 4       1. To issue a certificate of election to each person certified by the primary  
 5 judges to have been elected delegate, or alternate delegate, to the county conven-  
 6 tion of each political party.

7        2. To deliver such certificate of election to the person entitled thereto if  
8 demand is made therefor by such person at any time during office hours preced-  
9 ing the day of the county convention.

10       3. To deliver such certificates of election as are not demanded at the office  
11 of such county clerk, or board of election commissioners, as the case may be,  
12 prior to the day of the county convention, to the headquarters of the county  
13 central committee of such political party, by nine o'clock of the morning of the  
14 day of the county convention of such political party, taking therefor the receipt  
15 of the chairman or secretary of such county central committee.

16       4. To prepare, from the certificates of election as certified by the primary  
17 judges, a roll of the county convention of each political party, showing in such  
18 roll the names of the delegates, and alternate delegates, by precincts, wards,  
19 townships and commissioners' districts, and to certify, with the seal of the  
20 county, or of the board of election commissioners, as the case may be, attached  
21 thereto, that such roll is true and correct as the same appears from the certifi-  
22 cate of the primary judges on file in his, or its, office.

23       5. To deliver such certified roll of the county convention to the chairman  
24 or secretary of the county central committee at least 48 hours before the conven-  
25 ing of such county convention.

Sec. 43. The certificate of election so issued by the county clerk, or by the  
2 board of election commissioners, as the case may be, shall be conclusive evidence  
3 of the election of the person therein named as delegate, or alternate delegate, to  
4 the county convention of his political party.

Sec. 44. The county convention shall convene at the time and place named  
2 in the official therefor. It shall be composed of delegates, or alternate dele-  
3 gates, elected as aforesaid and holding credentials issued by the county clerk,  
4 or by the board of election commissioners, as the case may be, and whose  
5 names are on the certified roll as delivered to the secretary of the county central  
6 committee. The chairman of the county central committee shall be the tem-

7 porary chairman, and the secretary of the county central committee shall be the  
8 temporary secretary of the county convention. The temporary organization  
9 shall select a permanent chairman and a permanent secretary. The county  
10 convention of each political party shall have power:

11 1. To select delegates and alternate delegates, to the State, congressional,  
12 senatorial, and judicial conventions then next ensuing.

13 2. To select and appoint a county central committee.

14 3. To adopt a party platform.

15 4. To nominate candidates for judges of the circuit court where any county  
16 constitutes a judicial circuit, and candidates for judges of the superior court of  
17 Cook county.

18 5. To nominate candidates for county offices.

19 6. To direct the manner in which any vacancy on the ballot shall be filled.

20 7. To transact such other business as may lawfully come before it.

21 If, in its official call for the State convention, the State central committee  
22 of such political party shall prescribe that delegates from any county shall be  
23 selected from wards, precincts or commissioner's districts, or combinations of  
24 wards, precincts, or commissioner's districts, then only delegates to the county  
25 convention from such wards, precincts, commissioner's districts, or combina-  
26 tions of wards, precincts or commissioner's districts shall participate in the  
27 selection of delegates, and alternate delegates, therefrom to the State convention.  
28 In cas a county has within its limits a congressional or senatorial district  
29 then only delegates to the county convention from such congressional or sena-  
30 torial districts shall participate in the selection of delegates and alternate dele-  
31 gates therefrom to such congressional and senatorial conventions.

Sec. 45. It shall be the duty of the permanent chairman and the permanent  
2 secretary of each convention to make, execute and deliver proper credentials to  
3 each person chosen by the county convention as delegate, or alternate delegate,  
4 to the State, congressional, senatorial or judicial conventions of such political



5 party. Such credentials shall be subscribed and sworn to by the permanent  
6 chairman and permanent secretary of the county convention.

Sec. 46. The State convention shall convene at the time and place named  
2 in the official call therefor. The chairman of the State central committee shall  
3 be the temporary chairman, and the secretary of the State central committee  
4 shall be the temporary secretary, of the State convention. No one except those  
5 having credentials subscribed and sworn to by the permanent chairman and  
6 permanent secretary of the several county conventions shall participate in the  
7 election of permanent officers of the State convention. The temporary organiza-  
8 tion shall select a permanent chairman and a permanent secretary. The State  
9 convention of each political party shall have power:

- 10 1. To nominate candidates for all State offices.
- 11 2. To direct the manner in which any vacancy on the ticket shall be filled.
- 12 3. To select delegates, and alternate delegates, to the national nominating  
13 conventions.
- 14 4. To nominate candidates for electors of President and Vice President of  
15 the United States.
- 16 5. To select and appoint a State central committee.
- 17 6. To adopt a party platform.
- 18 7. To transact such other business as may lawfully come before it.

Sec. 47. The congressional and senatorial conventions of each political party  
2 shall convene at the time and place named in the respective official calls therefor.  
3 The chairman of the respective committees shall be the temporary chairman  
4 and the secretary of the respective committees shall be the secretary of the  
5 respective conventions. No one except those having credentials subscribed and  
6 sworn to by the permanent chairman and the permanent secretary of the several  
7 county conventions shall participate in the proceedings of either convention.  
8 The temporary organization of each convention shall select a permanent chair-  
9 man and a permanent secretary.



10 The congressional convention of each political party shall have power:

11 1. To nominate candidates for representatives in Congress (except con-  
12 gressmen at large) and members of the board of equalization.

13 2. To direct the manner in which any vacancy on the ticket shall be filled.

14 3. To select, in accordance with the practice of the party, delegates, and  
15 alternate delegates, to national nominating conventions.

16 4. To select and appoint a congressional committee.

17 5. To adopt a party platform.

18 6. To transact such other business as may lawfully come before it.

19 The senatorial convention of each political party shall have power:

20 1. To nominate candidates for representatives in the General Assembly  
21 and for State Senator.

22 2. To direct the manner in which any vacancy on the ticket shall be filled.

23 3. To select and appoint senatorial committee.

24 4. To adopt a party platform.

25 5. To transact such other business as may lawfully come before it.

Sec. 48. The judicial convention of each political party shall convene at  
2 the time and place named in the official calls therefor. The chairman of the  
3 judicial district, or judicial circuit, committee, as the case may be, shall be  
4 temporary chairman and the secretary of the judicial district or judicial circuit,  
5 committee, as the case may be, shall be the temporary secretary of the judicial  
6 district or judicial circuit convention. No one except those having credentials  
7 subscribed and sworn to by the permanent chairman and permanent secretary of  
8 the several county conventions shall participate in the election of permanent  
9 officers of the judicial district or judicial circuit conventions. The temporary  
10 organization shall select a permanent chairman and a permanent secretary.

11 The judicial district, or judicial circuit, conventions of each political party  
12 shall have power:

13 1. To nominate candidates for judges of the Supreme or circuit courts, as  
14 the case may be.

- 15        2. To direct the manner in which any vacancy on the ticket shall be filled.
- 16        3. To adopt a party platform.
- 17        4. To transact such other business as may lawfully come before it.

Sec. 49. Whenever a special election shall be necessary, the provisions of  
 2 this Act shall be applicable to the nomination of candidates to be voted for at  
 3 such special election. The officer or authority whose duty it is, under the general  
 4 election laws of this State to call any election shall fix a date for a primary to  
 5 elect delegates to conventions, which date shall be at least twenty-five days  
 6 subsequent to the date of the call. At least fifteen days' notice shall be given  
 7 of such primary. The official calls for conventions of the respective political  
 8 parties shall be filed at least eighteen days prior to the date of the primary.

Sec. 50. It shall be the duty of the permanent chairman and the permanent  
 2 secretary of each convention at which candidates are nominated for public  
 3 offices to cause a certificate of nomination to be duly filed in the proper office.  
 4 Each certificate of nomination shall specify:

- 5        1. The name of the candidate or candidates nominated.
- 6        2. The place of residence, with the street number thereof, if any, of each
- 7 candidate nominated.
- 8        3. The office to which he is nominated.
- 9        4. The party or political principle which he represents, expressed in not
- 10 more than five words.
- 11        5. In the case of electors of President and Vice President of the United
- 12 States, the names of the candidates for President and Vice President may be
- 13 added to the party or political appellation.

14        Each such certificate of nomination of candidates for State, congressional,  
 15 senatorial and judicial offices, shall be filed in the office of the Secretary of State  
 16 at least thirty days previous to the day of election for which the candidates are  
 17 nominated. The certificate of nomination of candidates for county offices shall  
 18 be filed in the office of the county clerk at least thirty days before the day of

19 the election. Each such certificate shall be sworn to by the permanent chairman  
20 and the permanent secretary of the convention at which the nomination was  
21 made to be true to the best of their knowledge and belief, and a certificate of  
22 the oath shall be annexed to the certificate of nomination.

Sec. 51. Any person who has been nominated under the provisions of this  
2 Act may cause his name to be withdrawn from any such nomination by his  
3 request in writing signed by him and duly acknowledged before any officer  
4 duly authorized to take acknowledgments of deeds and filed with the Secretary  
5 of State not less than twenty-five days, or in case the nomination is for a  
6 county office, with the county clerk not less than twenty days, previous to the day  
7 of election, and no name so withdrawn shall be printed upon the ballots under  
8 the party appellation or title from which the candidate has withdrawn his name.

Sec. 52. All certificates of nomination made and filed under the provisions  
2 of this Act shall be open at all reasonable hours for public inspection.

Sec. 53. In case any candidate who has been nominated under the pro-  
2 visions of this Act die before election day, or decline the nomination, or should  
3 any certificate of nomination be held inoperative or insufficient by the board  
4 created by section 54 of this Act, then the vacancy or vacancies thus occasioned  
5 may be filled in such manner as the convention making the original nomination  
6 previously provided, or in case of no such previous provision, then by the central  
7 committee chosen by such convention. The certificates of nomination made  
8 to supply such vacancy shall state, in addition to the other facts required by  
9 section 50 of this Act, the name of the original nominee, the date of his death  
10 or declination of nomination or the fact that the former certificate of nomination  
11 has been held insufficient or inoperative, and it shall be signed and sworn to  
12 by the chairman and secretary of the body making the nomination to fill such  
13 vacancy.

Sec. 54. The certificate of nomination having been filed in the office of the  
2 Secretary of State, or in the office of the county clerk, as the case may be, shall



3 be deemed to be valid unless objection thereto is duly made in writing and  
4 filed in the office of the Secretary of State, or in the office of the county clerk, as  
5 the case may be, at least twenty-five days prior to the date of election.

6 In case objections are filed to certificates of nomination on file in the office  
7 of the Secretary of State, such objections shall be heard by the chief justice of  
8 the Supreme Court, the Attorney General and the Secretary of State, acting as  
9 a board. In case objections are filed to certificates of nomination filed in the  
10 office of the county clerk, such objections shall be heard by the county judge,  
11 the State's attorney and county clerk, acting as a board. In any case in  
12 which objections are filed it shall be the duty of the officer with whom such ob-  
13 jections are filed to fix a day, which shall be at least eighteen days prior to the  
14 date of election, upon which such objections will be heard, and to give notice  
15 in writing forthwith to the candidate or candidates affected thereby, addressed  
16 to his or their place or places of residence as given in the certificate of nom-  
17 ination and stating the time and place when and where such objections will be  
18 considered. The decision of a majority of the board shall be final. If the board  
19 shall find that the certificate of nomination is insufficient or inoperative, then  
20 the vacancy thus occasioned shall be filled as provided by section 53 of this Act.

Sec. 55. Any person who shall wilfully or corruptly and falsely swear or  
2 affirm in taking any oath or affirmation prescribed by or upon examination pro-  
3 vided for in this Act and every person who shall wilfully and corruptly insti-  
4 gate, advise, induce or procure any person to swear or affirm falsely, as afore-  
5 said, or attempt or offer so to do, shall be guilty of perjury, or subornation  
6 of perjury, as the case may be, and shall, upon conviction thereof, suffer the  
7 pains and penalties of lawful and corrupt perjury.

Sec. 56. If any primary judge or clerk shall neglect or refuse to canvass  
2 the votes at the time and in the manner provided for in this Act, or refuse to  
3 make the returns required in this Act, he shall, upon conviction thereof, be ad-  
4 judged guilty of a misdemeanor.



Sec. 57. Every primary judge, clerk or other officer or person authorized  
2 to take part in or perform any duty in relation to any canvass or official state-  
3 ment of the votes cast at such primary, in any precinct, who shall wilfully  
4 make any false canvass of such votes or who shall make, enter, write, sign, pub-  
5 lish or deliver any false return of such primary, or any false statement of the  
6 result of such primary, or any material writing incidental to such primary,  
7 knowing the same to be false, shall, on conviction thereof, be adjudged guilty  
8 of a felony under this Act.

Sec. 58. If any county clerk, or member of the board of election commis-  
2 sioners, as the case may be, shall wilfully, fraudulently and without lawful ex-  
3 cuse, refuse to make out, sign and deliver to the person entitled thereto, upon  
4 demand therefor, within the time specified in this Act, any certificate of elec-  
5 tion, as delegate or alternate delegate, or shall wilfully and fraudulently make  
6 out, sign, issue and deliver such certificate of election as delegate or alternate  
7 delegate to any person not entitled thereto, or shall issue such certificate of elec-  
8 tion as delegate or alternate delegate to any person at any time in advance of  
9 the delivery of the returns of the election to the county clerk, or to the board of  
10 election commissioners, as the case may be, or shall commit any other wilfull  
11 or fraudulent act with reference to such certificate of election, as delegate or  
12 alternate delegate, shall, upon conviction thereof, be adjudged guilty of a felony.

Sec. 59. If any primary judge shall, without urgent necessity, absent him-  
2 self from the polling place during the primary, whereby less than the majority  
3 of all the primary judges shall be present during the holding of such primary  
4 or the canvass of the ballots, or if at any primary, any primary judge or clerk  
5 shall, knowingly and wilfully, receive any vote or proceed with the canvass of  
6 the ballots, or shall consent thereto, unless a majority of the primary judges are  
7 present and concur, such primary judge or such clerk shall be guilty of a mis-  
8 demeanor.

Sec. 60. Any primary judge who shall wilfully exclude any vote duly  
 2 tendered and not challenged, knowing that the person offering the same is law-  
 3 fully entitled to vote at such primary, or who shall wilfully receive a vote from  
 4 any person who has been duly challenged in relation to his right to vote at such  
 5 primary, without exacting from such person, such oath as may be required by  
 6 this Act, shall, upon conviction thereof, be adjudged guilty of a misdemeanor.

Sec. 61. If any primary judge shall knowingly and wilfully cause or permit  
 2 any ballot or ballots or semblance thereof, to be in the ballot box at the opening  
 3 of the polls and before voting begins, or shall knowingly, wilfully and fraudu-  
 4 lently put or permit to be put, any ballot or other paper or semblance thereof into  
 5 any such box, at any such primary, or if any person, other than the primary  
 6 judge, shall, at any such primary, wilfully and fraudulently put or cause to be  
 7 put any ballot or ballots or other paper having the semblance thereof, into any  
 8 box used at such primary for the reception of votes, or if any person shall at  
 9 such primary fraudulently change or alter the ballot of any primary elector or  
 10 substitute one ballot for another, or if any such primary judge or other officer or  
 11 person shall fraudulently, during the canvass of the ballots, in any manner  
 12 change, substitute or alter any ballot taken from the ballot box, then being can-  
 13 vassed, or from any ballot box which has not been canvassed, every such pri-  
 14 mary judge or person shall, upon conviction, be adjudged guilty of a felony.

Sec. 62. If any primary judge, clerk or other officer of a primary, of whom  
 2 any duty is required in this Act, or by the general laws of this State for the  
 3 omission of which duty no punishment is provided, shall be guilty of any willful  
 4 neglect of such duty, or any fraudulent or corrupt conduct or practice in the  
 5 execution of the same shall, upon conviction thereof, be adjudged guilty of a  
 6 misdemeanor.

Sec. 63. Any person or any primary judge or primary clerk or other officer  
 2 who is guilty of stealing, wilfully and wrongfully breaking, destroying, muti-  
 3 lating, defacing, falsifying or unlawfully removing or secreting or detaining

4 the whole or any part of any ballot box or receptacle for ballots, or any record,  
5 registry of voters, or copy thereof, oath, return, or statement of votes, certificate,  
6 poll list or of any paper or document provided for in this Act; or who shall  
7 fraudulently make any entry, erasure or alteration therein, except as allowed  
8 and directed by the provisions of this Act, or who permits any other person so  
9 to do, shall, upon conviction thereof, be adjudged guilty of a felony.

10 Every person who advises, procures or abets the commission of any of the  
11 acts mentioned in this section, shall, upon conviction thereof, be adjudged guilty  
12 of a felony.

Sec. 64. If any person, knowingly or willfully, shall obstruct, hinder, or  
2 assault, or by bribery, solicitation or otherwise interfere with any primary judge,  
3 primary clerk or challenger, in the performance of any duty, required of him, or  
4 which he may be by law authorized or permitted to perform, or, if any person  
5 by any of the means before mentioned or otherwise, unlawfully shall, on the day  
6 of the primary, hinder or prevent any primary judge, primary clerk or chal-  
7 lenger, in his free attendance and presence at the place of the primary, in the  
8 precinct in and for which he is appointed or designated to serve; or in his full  
9 and free access and egress to and from any such primary election place; or shall  
10 molest, interfere with, remove or eject from any such place of holding a primary,  
11 any such primary judge, primary clerk or challenger, except as otherwise pro-  
12 vided in this Act, or shall unlawfully threaten or attempt or offer so to do, every  
13 such person shall be guilty of a misdemeanor under this Act.

Sec. 65. If any person shall willfully disobey any lawful command of any  
2 primary judge given in the execution of his duty as such at any such primary he  
3 shall, upon conviction thereof, be adjudged guilty of a misdemeanor.

Sec. 66. If, on any primary day, or during the canvass of the votes cast  
2 thereat, any person shall cause any breach of the peace, or be guilty of any dis-  
3 orderly violence or threats of violence whereby any such primary or canvass shall



4 be impeded or hindered or whereby lawful proceedings of any primary judge or  
 5 primary clerk, or other officer of such primary or challenger are interfered with,  
 6 or causes intoxicating liquors to be brought or sent to the polling place, every  
 7 such person shall, upon conviction thereof, be guilty of a misdemeanor.

Sec. 67. Any person who votes with a certain party, at such primary, when  
 2 he knows he is not qualified so to vote, under the provisions of this Act, shall,  
 3 upon conviction thereof, be adjudged guilty of a misdemeanor.

Sec. 68. If any person knowing that he is not qualified to vote at such pri-  
 2 mary, takes a place in any line of voters waiting to vote at any primary, or if any  
 3 person, after having voted at such primary, takes any such waiting line, or if any  
 4 person repeatedly takes a place in such waiting line, without voting when the  
 5 opportunity comes, and who systematically gives up his place in such waiting  
 6 line, shall, upon conviction thereof, be adjudged guilty of a misdemeanor.

Sec. 69. If at any such primary, any person shall falsely personate any pri-  
 2 mary elector, legally qualified to vote at such primary, and vote or attempt or  
 3 offer to vote in or upon the name of such primary elector or other person, living  
 4 or dead, or shall knowingly, willfully or fraudulently vote or attempt to offer to  
 5 vote more than once, or vote in more than one precinct, or shall by force, threat,  
 6 menace, intimidation, bribery or reward or offer or promise thereof, or otherwise  
 7 unlawfully, either directly or indirectly, influence or attempt to influence any  
 8 elector in giving his vote or shall unlawfully prevent or hinder or unlawfully  
 9 attempt to prevent or hinder any qualified primary elector from freely exercising  
 10 the right to vote; or shall by any such unlawful means compel or induce or  
 11 attempt to compel or induce any primary judge or other officer to receive the  
 12 vote of any person not legally qualified or entitled to vote at such primary, or by  
 13 any such means, or other unlawful means, willfully, knowingly or fraudulently  
 14 counsel, advise, induce or attempt to induce any primary judge or other officer,  
 15 whose duty it is to ascertain, proclaim, announce or declare the result of any



16 such primary to give or make any false certificate, document, report, return or  
17 other false evidence in relation thereto, or to refuse to comply with his duty, as  
18 specifically provided for in this Act, or to refuse to receive the vote of any per-  
19 son entitled to vote therein, or shall aid, counsel, advise, procure or assist any  
20 legally qualified elector, person, primary judge, primary clerk or other officer to  
21 do any act by law forbidden, or in this Act constituted an offense; every such  
22 person shall upon conviction thereof be adjudged guilty of a misdemeanor.

Sec. 70. If any person shall at any such primary fraudulently furnish any  
2 primary elector with a ballot containing more than the proper number of names;  
3 or shall intentionally practice any fraud upon any primary elector to induce him  
4 to deposit a ballot as his vote and to have the same thrown out and not counted;  
5 or to have the same counted for a person or candidate other than the person or  
6 candidate for whom such primary elector intended to vote or otherwise defraud  
7 him of his vote or if any person shall order or cause to be printed a bogus or  
8 partly bogus primary ballot, every such person upon conviction thereof, be  
9 adjudged guilty of a misdemeanor.

Sec. 71. Any person who shall make, seek to obtain for himself or another  
2 a false certificate of election or appointment as delegate or alternate delegate to  
3 any convention, knowing that he, or such other person is not entitled thereto and  
4 any person who shall use or attempt to use such certificate of election or appoint-  
5 ment knowing the same to be false or fraudulent or to have been issued to another  
6 person; and any person who shall fraudulently, knowingly and without right act  
7 as a delegate or alternate delegate to any convention shall upon conviction there-  
8 of be adjudged guilty of a felony.

Sec. 72. If any person shall commit any act prohibited herein or refrain  
2 from doing any act or duty required to be done herein, and if any person shall  
3 in any manner be guilty of violation of this Act, whether the same is denominated  
4 an offense or not and for which no punishment is herein specifically provided,  
5 such person shall, upon conviction thereof, be adjudged guilty of a misdemeanor.

Sec. 73. Any person adjudged guilty of an offense denominated a misdemeanor under this Act shall be fined not less than \$25.00 nor more than \$1,000, or shall be imprisoned in the county jail not less than one month nor more than one year, or any such person may be punished by both such fine and imprisonment.

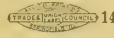
Any person adjudged guilty of an offense denominated a felony in this Act shall be punished by imprisonment in the penitentiary for not less than one year nor more than five years.

Sec. 74. In all prosecutions under this Act, it shall be the duty of the county clerk or of the board of election commissioners to produce, open, exhibit and offer in evidence, any notice, ballot, book, registry book, bundle of ballots, returns, statements or other documents or papers relating to the particular prosecution for the purpose of enabling a full investigation.

Sec. 75. Irregularities or defects in the mode of calling, noticing, convening, holding or conducting any primary election shall constitute no defense to a prosecution for a violation of this Act. When an offense shall be committed in relation to any primary election an indictment for such offense shall be sufficient if it allege that such primary was authorized by law without stating the calling or notice of election aforesaid, the names of the primary judges or primary clerks holding such primary, or the names of the persons voted for at such primary.

Sec. 67. So much of an Act entitled, "An Act to provide for the holding of primary elections by political parties," approved March 9, 1910, in force July 1, 1910, as provides for the nomination of candidates for State, congressional, county and judicial offices and for the election of precinct and State central committeemen and prescribing their powers and duties, and such other parts and portions of said Act as is in conflict with this Act, is hereby repealed.

An Act entitled, "An Act to provide for the holding of primary elections by political parties for the nomination of members of the General Assembly and the election of senatorial committeemen," is hereby repealed.



- 1 Introduced by Mr. Searcy (by request), February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend an Act entitled, "An Act concerning local improvements," approved June 14, 1897, in force July 1st, 1897, as amended by subsequent Acts, by adding two new sections thereto to be known as Section 60-a and Section 60-b.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act entitled, "An Act concerning  
3 local improvements," approved June 14, 1897, in force July 1st, 1897, as here-  
4 tofore amended, be, and the same is hereby, amended by adding thereto two new  
5 Sections to be known as Section 60-a and Section 60-b, such new Sections to  
6 read as follows:

Sec. 60-a. Whenever it shall appear to the Court that any proceeding had  
2 or which shall hereafter be had under the provisions of the Local Improvement  
3 Act, to which this is an amendment, that any assessment for benefits or damages  
4 made under the provisions of said Act is erroneous, or that any lot, block, tract  
5 or parcel of land abutting upon or adjacent to such local improvement has been

6 omitted from the Assessment Roll; or where there has been an error in the  
 7 description of the property benefited or damaged on account of the construc-  
 8 tion of a local improvement under the provisions of said Act, or in case of the  
 9 want of proper notice as required by the Act to which this is an amendment,  
 10 such want of notice shall not invalidate such proceeding, nor shall the assess-  
 11 ment be lost to the municipality; but the municipality may file a petition against  
 12 the owner or owners, his heirs, assigns or grantees, of such lot, block, tract or  
 13 parcel of land so omitted from said proceeding, or which has been erroneously  
 14 described in the Assessment Roll or other proceedings pertaining to said cause,  
 15 describing in such petition in a general way the proceeding, the lot, block, tract  
 16 or parcel of land, the amount of benefits sought to be assessed against the same,  
 17 and reciting such irregularity or omission, and if it be on account of lack of  
 18 proper notice, reciting the irregularity in such notice and praying that the de-  
 19 fects and omissions may be cured and such assessment be made valid, and that  
 20 the lots, blocks, tracts or parcels of land omitted or misdescribed, if any, may  
 21 be assessed in the same manner as though the same were properly included in  
 22 the original proceeding.

Sec. 60-b. Upon the filing of such petition, process of summons shall be  
 2 issued thereon, made returnable to said court, and served ten days before the  
 3 next succeeding term thereof, or continued, as the case may be, for service, in  
 4 the manner now provided by law for issuing and service of summons in chan-  
 5 cery cases; and in case the defendants, or either of them, are non-residents of  
 6 this State a like proceeding and practice shall be had and notice by publication  
 7 shall be given as provided by such law in chancery cases.

8 In case any defendants are minors, the Court shall appoint a guardian ad  
 9 litem who shall appear and defend in behalf of such minors, and every de-  
 10 fendant served or notified as required by this Act shall by his answer show  
 11 cause why the prayer of the petition should not be granted; and in default of  
 12 such answer, the Court shall give judgment according to the prayer of such  
 13 petition.



14        In case the defendants file such answer, the Court, on the trial of said cause,  
15 shall hear oral or written evidence, and give judgment therein as in cases of  
16 equity, and may grant the prayer of such petition: *Provided*, in case the peti-  
17 tion asks to make valid an assessment of damages or benefits or to make assess-  
18 ments of benefits or damages in favor of or against any lot, block, tract or  
19 parcel of land omitted from the original assessment proceeding, the defendant,  
20 if he demands it, shall be entitled to a jury to make the assessment *de novo*, or  
21 to make assessments on property omitted, as to the lot, blocks, tracts or parcels  
22 of land named in the petition and the jury shall be selected and sworn, and  
23 said cause shall proceed in the same manner as is provided by said Act in  
24 original proceedings, as near as may be, for making assessments of damages  
25 and benefits, and such further proceeding and confirmation shall be had therein  
26 as is provided in said Act for the assessment of benefits and damages in original  
27 proceedings for the construction of local improvements; and in case the original  
28 proceeding provided for dividing the assessment into installments, the court  
29 shall make the assessment confirmed under the provisions of this amendment,  
30 conform to the judgment rendered in the original proceedings, and all install-  
31 ments which would have been due had the same been confirmed in the original  
32 proceedings shall become immediately due and payable, and the balance shall be  
33 divided into installments to conform to the judgment in the original proceedings;  
34 and the defendant may appeal from the confirmation of any such judgment upon  
35 the same conditions provided by said Act for appeals from judgments in other  
36 cases of assessment of damages and benefits.





- 1 Introduced by Mr. Searcy, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Efficiency and Economy.

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## A BILL

For an Act to amend Section 5 of "An Act to regulate the state charitable institutions and the state reform school, and to improve their organization and increase their efficiency," approved April 15, 1875, in force July 1, 1875, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 5 of "An Act to regulate the state  
3 charitable institutions and the state reform school, and to improve their organ-  
4 ization and increase their efficiency," approved April 15, 1875, in force July 1,  
5 1875, as amended, is amended to read as follows:

Sec. 5. The object of the Soldiers' Orphans' Home shall be to provide for  
2 the nurture and intellectual, moral and physical culture of all children whose  
3 fathers or mothers served in the army, navy or marine corps of the United  
4 States, and who are in indigent circumstances by reason of dependency or neg-  
5 lect from any cause whatever. All such children under fourteen years of age

6 *who have resided in the State of Illinois for a period of six months shall be ad-*  
7 *mitted to the Soldiers' Orphans' Home. All such children shall be discharged*  
8 *from the home upon attaining the age of eighteen years. The Department of*  
9 *Public Welfare may discharge, at any time, any child for persistent violation of*  
10 *the rules of the home or when, in its judgment, it is necessary for the best inter-*  
11 *ests and good government of the same*

12       *The Department of Public Welfare shall obtain suitable employment for*  
13 *children who have reached the age of eighteen and who have been discharged from*  
14 *the home; and the department shall, for a period of two years thereafter keep*  
15 *on file an accurate record of the occupations of such children and their living*  
16 *conditions, provided, however, that such children shall remain residents of the*  
17 *State. The records of the Department of Public Welfare which have to do with*  
18 *the Soldiers' Orphans' Home shall be open at all times to the officers of all as-*  
19 *sociations or to their delegated representatives, composed of men or women who*  
20 *have served in the armed forces of the United States and which associations are*  
21 *incorporated under the laws of the State of Illinois. Regular accredited commit-*  
22 *tees of these associations shall be admitted to the home at all times.*

23       *The Department of Public Welfare shall provide such children with instruc-*  
24 *tion in vocational subjects in accordance with the standards adopted by the*  
25 *Board for Vocational Education.*

26       *The Department of Public Welfare shall send all such children who have*  
27 *completed their eighth grade school work to the practice high school at the Illi-*  
28 *nois State Normal University, and it shall be the duty of the Illinois State Nor-*  
29 *mal University to admit such children to the practice high school. In each year*  
30 *in which any such children shall finish their high school work, the three children*  
31 *who have the highest average of grades for the preceding and final two years'*  
32 *high school work shall be awarded a two year scholarship at the University of*  
33 *Illinois or the Illinois State Normal University, at the option of the persons enti-*



34 tled to the scholarships. If any scholarship is declined, it shall be awarded to  
35 the person having the next highest average of grades for the preceding final two  
36 years' high school work.

37 Children awarded scholarships, as above provided, shall be maintained as  
38 wards of the State during the two years, irrespective of the fact that they may  
39 be more than eighteen years of age.

40 After July 1, 1921, no child whose father or mother did not serve in the Uni-  
41 ted States army, navy or marine corps, shall be admitted to the Soldiers' Or-  
42 phans' Home, but no child properly admitted to the home prior to July 1, 1921,  
43 shall be discharged from the home because its father or mother did not serve in  
44 the United States army, navy or marine corps. All children in the home shall be  
45 cared for and educated in the same manner.





1 Adopted March 22, 1921.

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AMENDMENT NO. 1.

Amend Printed House Bill No. 29, on page 3, in Section 5, line 40, by striking  
2 out the figures "1921" and substituting in lieu thereof the figures "1925."

AMENDMENT NO. 2.

Amend Printed House Bill No. 29, on page 3, in Section 5, line 41, by striking  
2 out the word "admittedt" and substituting in lieu thereof the word "admitted."





AMENDMENT TO

52d G. A.      HOUSE BILL NO. 29 IN SENATE

1921



- 1 Offered by Committee on Charitable, Penal and Reformatory Institutions, June 2, 1921.
- 2 Ordered printed.

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AMENDMENT NO. 1.

Amend printed House Bill No. 29, in Senate, on page 3, in Section 5, line 42,  
2 by striking the figures "1921" and inserting in lieu thereof the figures "1925."



- 1 Introduced by Mr. Shearer, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Efficiency and  
Economy.
- 

## A BILL

For an Act in relation to free marketing places for farm produce.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Free marketing places for farm produce  
3 shall be established as follows: One in each city of this State having not  
4 less than fifty thousand population and one in each congressional district of  
5 this State in which there is no city of fifty thousand population and which is  
6 not a part of a larger city.

Sec. 2. The marketing places in congressional districts in which there is  
2 no city of fifty thousand population shall be established in cities, towns, or  
3 *villages* centrally located in such districts, to be designated by the Depart-  
4 ment of Agriculture with the approval of the Governor.

Sec. 3. Each of such market places shall be managed and controlled by  
2 the Department of Agriculture under such rules and regulations as such De-  
3 partment may establish, not inconsistent herewith.

Sec. 4. At each market place shall be an office in charge of a secretary  
2 appointed by the Department of Agriculture, whose duty it shall be:

3 1. To gather and disseminate information concerning supply and demand,  
4 and commercial movements, and maintain market news service for the purpose  
5 of disseminating such information.

6 2. To promote, assist and encourage the organization and operation of co-  
7 operative and other associations and organizations for improving the rela-  
8 tions and services among producers, distributors and consumers of food  
9 products.

10 3. To act as market advisor for producers and distributors, assisting  
11 them in economical and efficient distribution of food products at fair prices.

12 4. To encourage and develop direct dealing between producers and  
13 consumers.

14 5. To assign space and booths at the market place to producers of agri-  
15 cultural products in which to display and sell their products.

Sec. 5. The Department of Public Works and Buildings shall select suit-  
2 able sites for the erection of these free market places. Title to the sites so  
3 selected shall be taken in the name of the State of Illinois and the deeds thereto  
4 shall be filed in the office of the Secretary of State.

Sec. 6. After the title to the sites so selected has been acquired, it shall  
2 be the duty of the Department of Public Works and Buildings to cause suit-  
3 able market places to be erected or constructed thereon. But for purchasing  
4 the site and erecting the market place in any city of over 50,000 population  
5 not more than \$75,000 shall be expended; for purchasing the site and erecting  
6 the market place in any other city, town or *village* not more than \$50,000 shall  
7 be expended.



Sec. 7. The sum of one million three hundred seventy-five thousand dollars (\$1,375,000) is hereby appropriated to the Department of Public Works and Buildings for the purpose of carrying out the provisions of this Act.

Sec. 8. This appropriation is subject to the provisions of "An Act in relation to State finance," approved June 10, 1919, in force July 1, 1919.





- 1 Introduced by Mr. Shearer, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

## A BILL

For an Act to amend Section 12 of "An Act to promote the general welfare of the people of this State by providing compensation for accidental injuries or death suffered in the course of employment within this State; providing for the enforcement and administering thereof, and a penalty for its violation, and repealing an Act entitled, 'An Act to promote the general welfare of the people of this State by providing compensation for accidental injuries or death suffered in the course of employment,' approved June 10, 1911, in force May 1, 1912," approved June 28, 1913, in force July 1, 1913, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
*represented in the General Assembly:* Section 12 of "An Act to promote the  
general welfare of the people of this State by providing compensation for acci-  
dental injuries or death suffered in the course of employment within this State;  
providing for the enforcement and administering thereof, and a penalty for its  
violation, and repealing an Act entitled, 'An Act to promote the general wel-  
fare of the people of this State by providing compensation for accidental inju-  
ries or death suffered in the course of employment,' approved June 10, 1911, in

9 force May 1, 1912," approved June 28, 1913, in force July 1, 1913, as amended.  
10 is amended to read as follows:

Sec. 12. An employe entitled to receive disability payments shall be re-  
2 quired, if requested by the employer, to submit himself, at the expense of the  
3 employer, for examination to a duly qualified medical practitioner or surgeon  
4 selected by the employer, at a time and place reasonably convenient for the em-  
5 ploye, as soon as practicable after the injury, and also one week after the first  
6 examination and thereafter at intervals not oftener than once every four weeks,  
7 which examination shall be for the purpose of determining the nature, extent  
8 and probable duration of the injury received by the employe, and for the pur-  
9 pose of ascertaining the amount of compensation which may be due the employe  
10 from time to time for disability according to the provisions of this Act. *How-*  
11 *ever, if an employe is entitled to receive disability payments by virtue of an*  
12 *agreement or award under this Act, and if any such payments are due and un-*  
13 *paid on the day set for any physical examination, said employe shall not be re-*  
14 *quired to submit to such examination until and unless said payment shall be*  
15 *made in full.* Such examination shall be made in the presence of a duly qualified  
16 medical practitioner or surgeon provided and paid for by the employe, if such  
17 employe so desires. In all cases where the examination is made by a surgeon  
18 engaged by the employer and the injured employe has no surgeon present at  
19 such examination, it shall be the duty of the surgeon making the examination  
20 at the instance of the employer to deliver to the injured employee, upon his re-  
21 quest or that of his representative, a statement in writing of the condition and  
22 extent that said surgeon reports to the employer. If the employe refuses so to  
23 submit himself to examination or unnecessarily obstructs the same, his right to  
24 compensation payments shall be temporarily suspended until such examination  
25 shall have taken place, and no compensation shall be payable under this Act for  
26 such period. It shall be the duty of surgeons treating an injured employe who  
27 is likely to die and treating him at the instance of the employer to have called  
28 in another surgeon, to be designated and paid for by either the injured employee  
29 or by the person or persons who would become his beneficiary or beneficiaries,  
30 to make an examination before the death of such injured employee.





- 1 Introduced by Mr. Steinert, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to legalize the organization of certain park districts under an Act entitled "An Act to provide for the organization of park districts and the transfer of submerged lands to those bordering on navigable bodies of water," approved June 24, 1895, in force July 1, 1895.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That whenever the inhabitants of any  
3 contiguous territory situated in more than one township in the same county of  
4 this State, possessing all the legal qualifications therefor, have in good faith  
5 attempted to organize such territory as a park district under and in pursuance  
6 of an Act entitled, "An Act to provide for the organization of park districts  
7 and the transfer of submerged lands to those bordering on navigable bodies of  
8 water," approved June 24, 1895, in force July 1, 1895, and no provision was  
9 made by the court, or otherwise, for at least one polling place in each of the  
10 townships or portions thereof included in such territory, and in one or more of  
11 such townships no polling place was located, and no separate vote was had or  
12 taken in such township or townships upon the question of the organization of

13 such park district and such district was, notwithstanding such omission, de-  
14 clared by the county court to be a legally organized district, and such park  
15 district has in good faith thereafter continuously and uninterruptedly exercised  
16 the powers of a park district, purporting to act under and in pursuance of the  
17 Act of the Legislature aforesaid, and where said park district has in all other  
18 respects, than as heretofore herein specified, complied with the statutes of the  
19 State of Illinois, or other laws in force in said State, relative to the organiza-  
20 tion of park districts under said Act, such park district shall be and the same  
21 is hereby declared to have been legally and validly organized under and in pur-  
22 suance of said Act, and all elections of commissioners under and by virtue of  
23 any election held under and in pursuance of the aforesaid Act of the Legisla-  
24 ture, whether a separate polling place at all such elections was located in each  
25 township or part of a township in said district, or not, if otherwise according to  
26 law, are hereby legalized and made effective, and all acts of said park district,  
27 if otherwise legal, also are hereby made legal and binding.

Sec. 2. Whereas, an emergency exists, therefore, this Act shall take effect  
2 and be in force from and after its passage.



- 1 Introduced by Mr. Stubbles, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 44 of "An Act concerning fees and salaries, and to classify the several counties of this State with reference thereto," approved March 29, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 44 of "An Act concerning fees  
3 and salaries, and to classify the several counties of this State with reference  
4 thereto," approved March 29, 1872, in force July 1, 1872, as amended, is  
5 amended to read as follows:

Sec. 44. There shall be allowed and paid to grand and petit jurors for  
2 their services in attending courts of record, including the county court, when  
3 sitting for or doing probate business, each the sum of *six* dollars per day of  
4 necessary attendance at such courts as such jurors, and also five cents per mile  
5 each way for necessary travel in going to and returning from the same, to be  
6 paid out of the county treasury, except that in cases for the trial of insane  
7 persons before the courts, jurors shall only receive for their services as jurors

8 for such trials, the sum of *four* dollars per day each. The clerk of the court  
9 shall furnish to each of the jurors aforesaid without fee whenever he shall be  
10 discharged from further service by the court, a certificate of the number of  
11 days' attendance at the term, or of the number of days' attendance at the trial  
12 of an insane person, as the case may be, and upon presentation thereof to the  
13 county treasurer, he shall pay to such juror, the sum as above provided for  
14 his said service. The jurors in courts of record, including county courts, when  
15 sitting for and doing probate business in counties of the third class, shall re-  
16 ceive only for their services the sum of *six* dollars per day, and five cents per  
17 mile, actual travel going and coming to place of holding court, but no oftener  
18 than once coming and going, to place of holding court shall be considered in  
19 computing the mileage of jurors, during the term for which they shall be sum-  
20 moned to serve as jurors.

#### MEMORANDUM.

Under the present Section 44, the compensation allowed jurors in cases for  
2 the trial of insane persons, is \$2.00 per day. That compensation is increased  
3 to \$4.00 per day by this bill.





- 1 Introduced by Mr. Stubbles, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

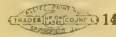
For an Act to add Section 1b to "An Act to revise the law in relation to divorce," approved March 10, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 1b is added to "An Act to revise  
3 the law in relation to divorce," approved March 10, 1874, in force July 1,  
4 1874, as amended, to read as follows:

Sec. 1b. *All decrees of divorce shall be entered as interlocutory decrees.*  
2 *Any interlocutory decree of divorce shall become absolute at the expiration of*  
3 *the term of court at which it was entered, unless, either party shall, in the*  
4 *meantime, request the court in writing to have the decree set aside.*





1 Introduced by Mr. Stubbles, February 1, 1921.

1 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend an Act entitled, "An Act relative to children who are now or may become dependent, neglected or delinquent to define these terms and to provide treatment, control, maintenance, adoption and guardianship of the persons of such child," approved April 21, 1899; in force July 1, 1899; as amended, by adding thereto a new section known as Section 11a.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* An Act entitled, "An Act relative to  
3 children who are now or may hereafter become dependent, neglected or de-  
4 linquent, to define these terms and to provide for the treatment, control, main-  
5 tenance, adoption and guardianship of the persons of such children;" approved  
6 April 21, 1899; in force July 1, 1899; is amended by adding thereto a new sec-  
7 tion to be known as Section 11a.

8 No child under the age of 12 years, who is named in any petition, filed under  
9 the provision of this Act as a dependent, neglected or delinquent child, shall be  
10 apprehended or placed in any jail or detention home, or in any manner taken

11 from the custody of its parents, guardian or custodian until after a full and final  
12 hearing and conviction before the court in which such petition is filed, unless  
13 such child is actually abandoned by its parent, guardian or custodian; and  
14 that any person or persons who so violate the provision of this Act shall be  
15 adjudged to be guilty of a misdemeanor, and upon conviction shall be fined not  
16 less than \$100.00 nor more than \$300.00, or be imprisoned for a period of not  
17 more than six months, or by both such fine and imprisonment.





- 1 Introduced by Mr. Tice, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Fish and Game.

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## A BILL

For an Act to amend Sections 7 and 12, Article 2, and to repeal Section 34, Article 4, of the Game and Fish Code of Illinois, approved June 24, 1919, in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Sections 7 and 12, Article 2, of the Game and Fish Code of Illinois, approved June 24, 1919, in force July 1, 1919, are amended to read as follows:

Sec. 7. CLOSED SEASONS.] It shall be unlawful:

2 To hunt, kill, take or destroy grouse (except pinnated prairie chickens),  
3 woodcocks, wild turkeys, swans, pheasants (except cock pheasants), and all  
4 shore birds (except plovers, black-breasted and golden, greater and lesser  
5 yellowlegs, Wilson and jack snipe), until November 10, 1923, wood ducks and  
6 eider ducks until September 16, 1925, and quail and partridges until Novem-  
7 ber 10, 1926.

Sec. 12. QUAILS (BOB-WHITE).] It shall be unlawful:

2 (a) To hunt or kill quails, except between the 10th day of November and  
3 the 10th day of December, both inclusive, of each year.

4 (b) For any person to kill, in any one day, in excess of twelve quails.

5 (c) For any person to have in his or her possession, at any one time, in  
6 excess of thirty-six quails.

7 *This section does not permit any person to hunt or kill quail, at any time,*  
8 *until after November 10, 1926.*

Sec. 2. Section 34, Article 4, of said Game and Fish Code of Illinois is  
2 repealed.



- 1 Introduced by Mr. Watson, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Efficiency and Economy.

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## A BILL

For an Act to add Section 7a to "An Act to revise the law in relation to the auditor of public accounts", approved April 25, 1873, in force July 1, 1873, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 7a is added to "An Act to revise  
3 the law in relation to the auditor of public accounts", approved April 25, 1873,  
4 in force July 1, 1873, as amended, this section to read as follows:

Sec. 7a. *It shall be the duty of the auditor to examine, at least once in each*  
2 *year, into the accuracy and legality of the accounts of all officers of counties,*  
3 *townships, road districts, drainage districts, cities, towns, villages and all other*  
4 *political subdivisions and municipal corporations, who in any manner handle or*  
5 *are in charge of money or property of the State or any political subdivision or*  
6 *municipal corporation of the State.*







- 1 Introduced by Mr. Weinshenker, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 63a of Division I of an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 63a of Division I of an Act  
3 entitled, "An Act to revise the law in relation to criminal jurisprudence,"  
4 approved March 27, 1874, in force July 1, 1874, as amended, is amended to read  
5 as follows:

Sec. 63a. No person shall have in possession, sell, offer for sale, *or use*  
2 *any article of food or drink, or any medicinal or toilet preparation or perfume,*  
3 *or any other preparation or mixture of any kind whatsoever, intended for*  
4 *external or internal use by man, which contains wood alcohol, otherwise known*  
5 *as methyl alcohol or wood naptha. Wood alcohol by any name, or any prepara-*  
6 *tion or mixture containing wood alcohol, shall, when offered for sale, sold, de-*  
7 *livered or used, be conspicuously labelled "Wood Alcohol" or: "This prepara-*

8 tion contains wood alcohol," together with the word "Poison" and a skull and  
9 cross bones. The word "Poison" and the skull and cross bones shall be printed  
10 in red ink, and shall be at least one-quarter of an inch in height.

11 Any person *who violates any of* the provisions of this section shall be  
12 *punished by a fine* of not less than \$5.00, nor more than \$100.00, for each  
13 offense.



- 1 Introduced by Mr. Weinshenker, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Banking and Build-  
ind and Loan Associations.

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## A BILL

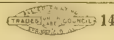
For an Act to regulate the payment of interest on savings deposits.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Every corporation, doing a banking  
3 or trust business in this State, which shall agree to pay interest on savings  
4 deposits, shall credit interest semi-annually to the persons making such de-  
5 posits. Agreements may be made, however, for the crediting of interest on  
6 such deposits at the expiration of intervals less than six months in length. The  
7 withdrawal of any savings deposit, or any part thereof, before the expiration  
8 of any semi-annual or agreed period shall not work a forfeiture of all interest  
9 on such savings deposit for that period, but interest at the specified rate on the  
10 amount withdrawn shall be paid to the depositor at the time of such with-  
11 drawal. Interest at the specified rate on any part of such deposit which is not  
12 withdrawn shall be credited as required by this Act with reference to savings  
13 deposits generally.

Section 2. Any corporation which violates any of the provisions of this  
2 Act shall be punished by a fine of not less than one hundred dollars (\$100.00)  
3 nor more than five hundred dollars (\$500.00).





- 1 Introduced by Mr. Weinshenker, February 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Banks, Banking and  
Building and Loan Associations.

## A BILL

For an Act in relation to unclaimed moneys and accounts in the custody of corporations doing a banking or trust business.

SECTION 1. *Be it enacted by the People of the State of Illinois,*

2 *represented in the General Assembly:* In the month of January, 1922, and in  
3 the month of January in each year thereafter, every corporation doing a bank-  
4 ing or trust buisness in the State of Illinois shall make and file with the Auditor  
5 of Public Accounts a written return verified by the president, or vice president,  
6 or vice president, and the cashier or other principal officer of the bank, of,—

7 (a) All dividends which have remained unpaid for a period of more than  
8 ten years prior to the first day of January during which the return is made;

9 (b) All balances and deposits to an amount of ten dollars which have not  
10 been increased or diminished during aperiod of ten years prior to the first day of  
11 January during which the return is made, exclusive of interest credits unless  
12 such interest credits were entered upon a pass book presented by and returned  
13 to the depositor.

14 In the case of moneys deposited for a fixed period, the said term of ten years shall  
 15 be reckoned from the date of the termination of the fixed period.

Sec. 2. The return required by Section 1 shall set forth,—

- 2 (a) The name and last known address of each shareholder or depositor;
- 3 (b) The amount shown by the books of the corporationn to be due to each  
 4 such shareholder or depositor;
- 5 (c) The date of the last transaction of deposit or withdrawal; and
- 6 (d) If such shareholder or depositor is known by the officers of such corpo-  
 7 ration to be dead, or insane, the names and addresses of his legal representa-  
 8 tives, or conservator, so far as known.

Sec. 3. Every such corporation shall, at the same time, make and file with  
 2 the Auditor of Public Accounts a return, verified as provided in Section 1, of  
 3 all drafts or bills of exchange issued by such bank to any person, remaining un-  
 4 paid for more than ten years prior to the first day of January during which the  
 5 return is made, setting forth as far as known;—

- 6 (a) The names and addresses of the persons to whom or at whose request  
 7 such drafts or bills of exchange were issued;
- 8 (b) The names of the payees of such drafts and bills of exchange;
- 9 (c) The amounts and dates of such drafts or bills of exchange; and
- 10 (d) The names of the places where such drafts or bills of exchange were  
 11 payable.

Sec. 4. If the books of any such corporation shall show no such unclaimed  
 2 dividends, deposits, drafts or bills of exchange, the return, properly verified as  
 3 required by this Act, shall so state.

Sec. 5. At the time of making and filing of the return, every such corpora-  
 2 tion shall cause publications to be made for four successive weeks in a newspa-  
 3 per published in the county in which the place of business if such corporation is  
 4 located, or if no newspaper is published in that county, then in an adjoining

5 county, of the returns herein required, and giving notice that the deposits, divi-  
6 dends, drafts and bills of exchange so listed will be paid into the treasury of the  
7 State of Illinois unless claimed by the parties entitled thereto before the first  
8 day of April following.

9 If the total amount of all unclaimed dividends, deposits, drafts or bills of  
10 exchange reported by any such corporation shall be less than the cost of publi-  
11 cation, or if any such corporation shall report no such unclaimed dividends, de-  
12 posits, drafts or bills of exchange, it shall not be required to publish the same.

Sec. 6. It shall be the duty of every such corporation, after deducting the  
2 cost of any publication required by Section 5 of this Act, to pay over to the  
3 State Treasurer, within ten days after the first day of April of each year, the  
4 amounts advertised and reported to which no claim has been made by the parties  
5 entitled thereto, and the State Treasurer shall issue his receipt therefor.

Sec. 7. If, after causing publication to be made of all its unclaimed divi-  
2 dends, deposits, drafts or bills of exchange as required by Section 5 of this Act,  
3 any such corporation shall pay any such moneys or accounts to any person enti-  
4 tled thereto, such person shall be chargeable for his pro rata share of the cost  
5 of said publication.

Sec. 8. Any such corporation which shall fail or neglect to make such re-  
2 turn or to publish the same as required by this Act, or which shall refuse or neg-  
3 lect to pay over to the State Treasurer the amounts due, shall forfeit to the  
4 State of Illinois fifty dollars (\$50.00) for each day such refusal or neglect shall  
5 continue.

6 Any officer of any corporation required by this Act to make a return to the  
7 Auditor of Public Accounts, who shall make in such return any wilfully false or  
8 incorrect statements, shall be guilty of perjury and punished accordingly.





1 Introduced by Mr. Thomas Curran, February 1, 1921.

2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

*For an Act to amend Sections 42, 42a, 86, 92, 93 and 94 of an Act entitled, "An Act concerning local improvements," approved June 14, 1897, and in force July 1, 1897, as subsequently amended.*

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Sections 42, 42a, 86, 92, 93 and 94  
3 of an Act entitled, "An Act concerning local improvements," approved June  
4 14, 1897, in force July 1, 1897, as subsequently amended, be and the same are  
5 hereby amended, said sections as amended to read as follows:

Sec. 42. DIVISION OF ASSESSMENT INTO INSTALLMENTS—PAYMENT OF INTER-  
2 EST.] It shall be lawful to provide by the ordinance for any local improve-  
3 ment, any portion of the cost of which is to be defrayed by special assessment  
4 or special taxation, or by ordinance passed at any time before the confirma-  
5 tion of the assessment roll, that the aggregate amount assessed, and each indi-  
6 vidual assessment, and also the assessment against the municipality on ac-

7 count of property owned by the municipality and for public benefits, be divided  
8 into installments, not more than ten (10) in number: *Provided, however,* that  
9 any such special assessment or special tax levy for building sewers, subways  
10 or viaducts may in like manner be divided into not exceeding twenty (20) in-  
11 stallments. In all cases such division shall be made so that all installments  
12 shall be equal in amount, except that all fractional amounts shall be added to  
13 the first installment, so as to leave the remaining installments of the aggre-  
14 gate equal in amount and each a multiple of one hundred dollars (\$100). The  
15 first installment shall be due and payable on the second day of January next  
16 after the date of the first voucher issued on account of work done, and the  
17 second installment one (1) year thereafter, and so on annually until all in-  
18 stallments are paid; and it is hereby made the duty of the board of local im-  
19 provements to file in the office of the clerk of the court in which such assess-  
20 ment was confirmed, a certificate signed by its secretary, of the date of said  
21 first voucher and of the amount thereof, within thirty (30) days after the  
22 issuance thereof. All installments shall bear interest as hereinafter provided  
23 until paid, at the rate of *six (6) per centum* per annum. Interest on assess-  
24 ments shall begin to run from the date of the first voucher issued on account  
25 of work done as aforesaid. The interest on each installment shall be payable as  
26 follows: On the second day of January next succeeding the date of the first  
27 voucher aforesaid so certified as aforesaid, the interest accrued up to that time  
28 on all unpaid installments shall be due and payable and be collected with the  
29 installment, and thereafter the interest on all unpaid installments, then payable,  
30 shall be payable annually, and be due and payable at the same time as the  
31 installment maturing in such year and be collected therewith. In all cases it  
32 shall be the duty of the municipal collectors, as the case may be, whenever  
33 payment is made of any installment, to collect interest thereon up to the date  
34 of such payment, whether such payment be made at or after maturity. Any  
35 person may at any time pay the whole assessment against any lot, piece or  
36 parcel of land, or any installment thereof, with interest as provided herein up

37 to the date of payment. Whenever any city, town or village has heretofore  
38 levied for any public improvement a special tax or a special assessment, pay-  
39 able in not to exceed ten (10) installments, of which all except the first draw  
40 interest at any rate specified in the ordinance under the authority of which  
41 such improvement is made, not exceeding six (6) per cent per annum, and judg-  
42 ment has been duly entered in such proceeding confirming such tax or such  
43 assessment, payable as aforesaid, the judgment in such proceeding shall not  
44 be invalid because said assessment is so divided or because the rate of interest  
45 therein is fixed at *six*, at five or at four per cent, as the case may be, but all  
46 such judgments, unless void for other reasons, shall be valid and enforceable.  
47 And when improvement bonds shall have been issued for the purpose of antici-  
48 pating the collection of the deferred installments of any such special tax or  
49 assessment, such bonds shall not, if otherwise valid, be void either because of  
50 the number of series into which they are divided or the rate of interest they  
51 bear; but if such bonds are in other respects in compliance with the statutes  
52 of the State of Illinois in such case made and provided, they shall be valid  
53 and enforceable to the extent that the tax or assessment against which they  
54 are levied is enforceable, or any re-levy thereof. The provisions of this sec-  
55 tion as to the division of installments and rate of interest shall apply to all  
56 cases pending in court and unconfirmed on July 1, 1903. (As amended by an  
57 Act approved May 14, 1903. In force July 1, 1903. L. 1903, p. 103.)

“Sec. 42a. Whenever an ordinance provided for the making of a local  
2 improvement which comprises both the construction of an improvement and the  
3 taking or damaging of property therefor, and proceedings have heretofore  
4 been or shall hereafter be instituted under this Act for the confirmation of  
5 a special assessment or a special tax to defray the whole or any portion of  
6 the cost of such improvement, including the cost of the construction thereof  
7 and the compensation for the taking or damaging of property therefor, it shall  
8 be lawful to provide by the ordinance for such local improvement or by an



9 ordinance passed at any time before the confirmation of the assessment roll,  
10 that the aggregate amount assessed and each individual assessment and also  
11 the assessment against the municipality on account of property owned by the  
12 municipality and for public benefits, be divided into installments not more  
13 than ten (10) in number, as follows: So much of the aggregate amount as-  
14 sessed as represents the cost of the construction of the improvement shall be  
15 divided into as many parts as there are installments, which parts shall be  
16 equal in amount and each a multiple of one hundred dollars, except that any  
17 fractional amounts of such cost of construction after division as aforesaid  
18 shall be apportioned to the first installment; so much of the aggregate amount  
19 assessed as represents the compensation for property to be taken or damaged,  
20 together with the cost of making and collecting the special assessment or spe-  
21 cial tax (in the case of such municipalities as may lawfully include such cost  
22 in special assessment or special tax proceedings) shall be apportioned to the  
23 first installment of the special assessment or special tax.

24       Within thirty (30) days after the entry of confirmation in such proceed-  
25 ing, the clerk of the court in which such judgment is rendered shall certify the  
26 assessment roll and judgment to the officer of the city, village or town author-  
27 ized to collect such special assessment or tax; or, if there has been an appeal  
28 or writ of error taken on any part of such judgment, then he shall certify  
29 such part of the judgment as is not included in such appeal or writ of error,  
30 and such certification shall be filed by the officer receiving the same, in his  
31 office. With such assessment roll and judgment the clerk of such court shall  
32 also issue and deliver a warrant for the collection of such assessment or tax.  
33 Upon the delivery of such warrant to the aforesaid officer the first installment  
34 of such assessment or tax shall become and be immediately due and payable;  
35 the second installment of such assessment or tax shall be due and payable on  
36 the second day of January next after the date of the first voucher issued on  
37 account of work done, if the uncollected portion of the first installment shall  
38 have been returned delinquent to the authorized county officer as provided in



39 this Act, but if the same shall have not have been so returned delinquent, then  
40 said second installment shall be due and payable one (1) year after said  
41 second day of January. The third and subsequent installments shall be due  
42 and payable respectively at successive annual periods after such second in-  
43 stallment becomes due and payable. All installments shall bear interest until  
44 paid at the rate of *six (6) per cent* per annum. Interest on the first install-  
45 ment shall begin to run from the date when such first installment becomes due  
46 and payable, and interest on all subsequent installments shall begin to run  
47 from the date of the first voucher issued on account of work done. Interest on  
48 such first installment shall be due and payable and shall be collected at the  
49 same time as such first installment. Interest on the second and subsequent in-  
50 stallments shall be due and payable and shall be collected with the installments  
51 respectively, as in this Act provided.

52 Such special assessment or special tax shall be collected in the manner  
53 prescribed in this Act for other special assessments and special taxes, except  
54 that the collection of the first installment of such special assessment or special  
55 tax, or any part thereof, may be enforced if necessary by the sale of the  
56 property against which the same is levied, notwithstanding that the improve-  
57 ment for which the same is levied may not have been completed.

58 The provisions of this section shall apply only to proceedings for a spe-  
59 cial assessment or special tax to defray the cost of a local improvement which  
60 comprises both the construction of an improvement and the taking or damag-  
61 ing of property therefor, and such proceeding shall also be governed by the  
62 other sections of this Act, so far as the same are applicable thereto, and not  
63 inconsistent with the provisions of this section.”

Sec. 86. BONDS TO ANTICIPATE INSTALLMENTS OF ASSESSMENT.] For the pur-  
2 pose of anticipating the collection of the second and succeeding installments,  
3 provided for in this Act, it shall be lawful for such city, village or town, to  
4 issue bonds, payable out of said installments, bearing interest at the rate of

5 six per centum per annum, payable annually and signed by such officers as  
6 may be by ordinance prescribed; said bonds shall be issued in sums of one  
7 hundred dollars, or some multiple thereof, and shall be dated and draw inter-  
8 est from the date of the issuing of the same. Each bond shall state on its face  
9 out of which installment it is payable, and shall state, by number or other  
10 designation, the assessment to which such installment belongs. The principal  
11 of such bonds shall not exceed, in the aggregate, the amount of such deferred  
12 installments, and shall be divided into as many series as there are deferred  
13 installments: *Provided*, nothing herein contained shall be construed to pre-  
14 vent the payment of any voucher or bond out of an installment having a sur-  
15 plus to its credit, other than the one against which the same is issued. The  
16 intent and meaning thereof being that in case from any cause the installment  
17 against which such bond or voucher is drawn has not sufficient money to the  
18 credit thereof to pay the same, the entire amount of the assessment or any  
19 installment thereof may be applied toward the payment of any such vouchers  
20 or bonds issued against the assessment. Each series shall become due at some  
21 time in the year in which the corresponding installment will mature, such date  
22 to conform, as nearly as may be, to the time when such installment will be actu-  
23 ally collected, such time to be estimated and determined by the municipal offi-  
24 cers issuing such bonds: *Provided, also*, that it shall be lawful to provide in  
25 the case of any one or more of the bonds in any series, that such bond or bonds  
26 shall not become due until some subsequent date, not later than the thirty-first  
27 day of December next succeeding the January in which the installment against  
28 which such series is issued shall become due and payable. Such bonds may  
29 be in the following form:

30 State of Illinois, }  
31 County of....., } ss.  
32 \$.  
33 Series No.....

34 Bonds No.....  
 35 .....of.....

36 IMPROVEMENT BOND.

37 "The.....of  
 38 .....in.....  
 39 County, Illinois, for value received, promises to pay to the bearer on the  
 40 .....day of....., A. D. ...., the  
 41 sum of.....dollars, with interest thereon  
 42 from date hereof, at the rate of *six per centum*, payable annually on presen-  
 43 tation of the coupons hereto annexed.

44 "Both principal and interest of this bond are payable at the office of  
 45 the treasurer of said.....of.....

46 "This bond is issued to anticipate the collection of a part of the  
 47 .....installment of special assessment  
 48 No.....levied for the purpose of.....; which said  
 49 installment bears interest from the.....day of.....,  
 50 A. D. ...., and this bond and the interest thereon are payable solely  
 51 out of said installments when collected.

52 "Dated this.....day of....., A. D. ...."

53 Which said bond may have coupons attached to represent the interest to  
 54 accrue thereon.

Sec. 92. INTEREST ON BONDS—HOW TO BE PAID.] The board of local im-  
 2 provements before the crediting of the excess as provided for in section eighty-  
 3 four as herein amended, shall determine an estimated amount deemed sufficient  
 4 to make up any probable deficiency of interest, by which from any cause, col-  
 5 lections of interest may prove insufficient to meet the interest to be paid on  
 6 said bonds until they mature as hereinbefore provided. Said estimate shall be  
 7 deducted out of said installments as an item of expense before crediting re-  
 8 bates of excess as herein directed and shall be used for no other purpose than



9 to make up such deficiency until the bonds are fully paid, both principal and  
10 interest. Any balance remaining, of said estimate after the principal and the  
11 interest of said bonds are fully paid may be used to reimburse the corporate  
12 funds for any advances made from said funds on account of costs of the spe-  
13 cial assessment or special tax or any other expenses of the improvement for  
14 which said special assessment or special tax is levied: *Provided, however*, that  
15 in cities, towns or villages of this State having a population of one hundred  
16 thousand or more by the last preceding census of the United States or of this  
17 State, no deduction of said estimate out of said installments shall be made  
18 where said ordinance providing for the assessment provided that a certain  
19 sum not to exceed *six per centum* of the amount of such special assessment  
20 or special tax shall be applied as herein provided in Sections 93 and 94, or in  
21 case such city, town or village shall at any time before the crediting of such  
22 excess annually appropriate or set aside a fund or funds sufficient in amount  
23 to meet any and all estimated deficiencies in interest which may arise during  
24 the year for which said fund is provided.

Sec. 93. If, upon final settlement with the contractor for any improve-  
2 ment and full payment of all vouchers or bonds, issued on account of such con-  
3 tract, there shall be any surplus remaining in such special assessment or  
4 special tax above the payments aforesaid and above the amount necessary for  
5 the payment of interest on such vouchers or bonds as above provided, it shall  
6 be the duty of the proper authorities of such city, incorporated town or vil-  
7 lage to at once cause a rebate to be declared upon each lot, block, tract or  
8 parcel of land, assessed of its pro rata proportion of such surplus. The board  
9 of local improvements shall cause to be kept and exhibited publicly in its  
10 office, an index of all warrants upon which rebates are due and payable and  
11 upon proper proofs, the same shall be repaid to the person entitled thereto:  
12 *Provided, however*, whenever any city, town or village of this State, having a  
13 population of one hundred thousand or more inhabitants by the last preced-



14 ing census of the United States or of this State, shall have appropriated or  
15 set aside a fund or funds sufficient in amount to meet any and all estimated  
16 deficiencies in interest, cost of making, levying and collecting special assess-  
17 ments or special tax, or of letting and executing contracts, advertising, clerical  
18 hire, engineering and inspection, court costs and fees of commissioners in  
19 condemnation proceedings incurred in such proceedings and shall have, in and  
20 by the ordinance providing for the assessment, provided, that a certain sum  
21 not to exceed *6 per centum* of the amount of such assessment or special tax  
22 shall be applied toward the payment of the aforesaid and other costs of mak-  
23 ing and collecting such assessment, the moneys collected in the fund created by  
24 such *6 per centum* so added as hereinabove authorized shall be used to pay all  
25 deficiency in interest in the warrant, and the balance shall be used to reim-  
26 burse the corporate funds for any advances made from said funds on account  
27 of costs of the special assessment or special tax or any other expenses of the  
28 improvement for which such special assessment or special tax is levied.

Sec. 94. EXPENSES, COSTS, ETC., HOW TO BE PAID.] The costs and expenses  
2 of maintaining the board of local improvements herein authorized, of paying  
3 salaries of the members of said board, and the expense of making and levying  
4 special assessments or special taxes and of letting and executing contracts;  
5 and also the entire cost and expense attending the making and return of the  
6 assessment rolls and the necessary estimates, examinations, advertisements,  
7 etc., connected with the proceedings herein provided for, including the court  
8 costs, including the fees to commissioners in condemnation proceedings, which  
9 are to be taxed as above provided, shall be paid by the city, village or town  
10 out of its general fund: *Provided, however,* that in cities, towns or villages  
11 of this State having a population of less than one hundred thousand by the  
12 last preceding census of the United States, or of this State, the city, village  
13 or town, as the case may be, may in and by the ordinance providing for the  
14 assessment prescribed, provide that a certain sum, not to exceed *6 per centum*

15 of the amount of such assessment, shall be applied toward the payment of  
16 the aforesaid and other costs of making and collecting such assessment.

17     *Provided, further,* that in cities, towns or villages of this State having a  
18 population of one hundred thousand or more inhabitants by the last preceding  
19 census of the United States, or of this State, the city, village or town, as the  
20 case may be, may in and by the ordinance providing for the assessment pre-  
21 scribed, provide that a certain sum not to exceed *6 per centum* of the amount  
22 of such assessment, as finally determined after the completion of the improve-  
23 ment in accordance with Section 84 of this Act, shall be applied (but only by  
24 way of reimbursement of the general corporate fund as hereinafter in this sec-  
25 tion provided) toward the payment of the cost of making, levying and collect-  
26 ing such special assessment or special tax, and of letting and executing con-  
27 tracts, advertising, clerical hire, engineering and inspection, court costs and  
28 fees of commissioners in condemnation proceedings incurred in such proceed-  
29 ings and deficiencies in interest in the matter of such special assessment or  
30 special tax. If the part of the assessment levied on account of the expenses  
31 specified in this paragraph, shall exceed *six per centum* of the entire assess-  
32 ment as finally determined in accordance with said Section 84, but shall not  
33 exceed *six per centum* of the assessment as originally levied and filed in  
34 court, such excess shall not constitute any objection to a judgment of con-  
35 firmation of the assessment, but no larger sum on account of the expenses  
36 specified in this paragraph than *six per centum* of the assessment as finally  
37 determined in accordance with said Section 84, shall be deemed or treated as  
38 a part of the cost of the improvement to be certified by the board of local  
39 improvements in accordance with said Section 84, and if the part of the assess-  
40 ment originally levied on account of the expenses specified in this paragraph  
41 shall exceed *six per centum* of the entire assessment as finally determined in  
42 accordance with said section, any such excess shall be deemed a part of the  
43 excess to be abated in accordance with the provisions of Section 84.

44       *Provided, further,* that such deficiency in interest, if any, shall be first paid  
45 out of the fund so created by such *6 per centum* so added as hereinabove  
46 authorized, and that the application of said fund toward the payment of the  
47 expenses specified in the preceding paragraph, shall be only by paying over  
48 and transferring the balance of said fund after the payment of such deficiency  
49 in interest, to the general corporate fund of said city, town or village for  
50 reimbursement for expenses of the improvement for which the assessment is  
51 levied, theretofore paid out of said general corporate fund.

Sec. 2. WHEREAS, An emergency exists, this Act shall take effect from  
2 and after its passage.







1 Introduced by Mr. Church, February 1, 1921.

2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 39 of the "Motor Vehicle Law," approved June 30,  
1919, in force January 1, 1920.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 39 of the "Motor Vehicle Law,"  
3 approved June 30, 1919, in force January 1, 1920, is amended to read as  
4 follows:

Sec. 39. Whoever *feloniously takes or steals* any motor vehicle or receives  
2 or buys any motor vehicle, knowing the same to have been stolen, with intent,  
3 by such receiving or buying to defraud the owner, or conceals any motor  
4 vehicle knowing the same to have been stolen, shall be imprisoned in the State  
5 penitentiary *for* not less than *three* years nor more than *twenty* years.





- 1 Introduced by Mr. Baldwin, February 2, 1921.
- 2 Read by title, ordered printed, and referred to Committee on Contingent Expenses.

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## A BILL

For an Act in relation to the payment of the salaries of the officers and employees  
of the State.

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- SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* All officers and employees of the State  
3 shall be paid semi-monthly for their services: *Provided,* that nothing herein  
4 contained shall be construed to modify the provisions of Section 9 of the Civil  
5 Administrative Code of Illinois.
- 6       Whereas, It is necessary that this Act should take effect immediately  
7 therefor an emergency exists and this act shall be in full force and effect from  
8 and after its passage and approval.







1 Offered by Mr. McMurray, March 23, 1921,

2 Read and ordered printed.

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AMENDMENTS TO PRINTED HOUSE BILL NO. 43.

AMENDMENT NO. 1.

Amend printed House Bill No. 43, on page 1, by changing the title to read as  
2 follows: "A bill for an Act in relation to the payment of the salaries of the  
3 officers or charitable institutions of the State."

AMENDMENT NO. 2

Amend printed House Bill No. 43, on page 1, Section 1, line 2, by inserting  
2 after the word "State", the following words: "other than those employed in  
3 the penal or charitable institutions.





- 1 Introduced by Mr. Bancroft, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

## A BILL

For an Act to amend Section 1 of "An Act to provide for annexing and excluding territory to and from cities, towns and villages, and to unite cities, towns and villages," approved April 10, 1872, in force July 1, 1872, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 1 of "An Act to provide for  
3 annexing and excluding territory to and from cities, towns and villages, and  
4 to unite cities, towns and villages," approved April 10, 1872, in force July 1,  
5 1872, as amended, is amended to read as follows:

Sec. 1. On petition, in writing, signed by *one-fourth* of the legal voters  
2 and *one-fourth* of the property owners (*cemetery lands or lots not to be con-*  
3 *sidered*), in any territory contiguous to any city or incorporated village or  
4 town, and not embraced within its limits, the city council or board of trustees  
5 of said village, city or town (as the case may be) shall submit to a vote of the  
6 people of said city, village or town (as the case may be) at its next regular  
7 election or a special election to be called within sixty (60) days after said peti-

tion is presented, the question of annexation of such proposed territory: *Provided, however,* that where the said petition shall be presented within ninety (90) days prior to a regular election no special election shall be called. In case the question of such annexation shall receive a majority of all the votes cast at said election in favor thereof, the city council or board of trustees of said city, village or town (as the case may be), shall, within ninety days thereof, by ordinance, annex such territory to such city, village or town, upon filing a copy of such ordinance, with an accurate map of the territory annexed (duly certified by the mayor of the city or president of the board of trustees of the village or town), in the office of the recorder of deeds in the county where the annexed territory is situated, and having the same recorded therein.

*No city, village, or incorporated town, nor any part of a city, village or incorporated town, shall be annexed, under the provisions of this section, to another city, village, or incorporated town.*



AMENDMENT TO

52d G. A.

HOUSE BILL No. 44

1921



1 Adopted March 9, 1921.

AMENDMENT NO. 1.

Amend House Bill No. 44, by striking out all after the words “as the case  
2 may be” in line 6, all of lines 7, 8 and 9, and all except the word “in” of line 10,  
3 as the same appears in the printed bill, and by substituting in following in lieu  
4 thereof:

5 “The question of annexation of such contiguous territory at its next regu-  
6 lar election held not less than thirty days after said petition is presented or at  
7 a special election to be called within six months after said petition is presented:  
8 Provided, however, that where it is proposed to annex such territory to a city or  
9 village of more than one hundred thousand inhabitants according to the last  
10 Federal or State census, such petition shall be signed by a majority of the legal  
11 voters and a majority of the property owners (cemetery lands or lots not to be  
12 considered) of the territory to be annexed.”



AMENDMENT TO

52d G. A. HOUSE BILL NO. 44 IN SENATE

1921



- 1 Offered by Mr. Barr, April 14, 1921.
- 2 Ordered printed.

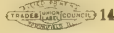
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AMENDMENT NO. 1.

- Amend printed House Bill No. 44 in the Senate by adding on page 1 in
- 2 the second section 1 in line 2 after the word "owners" the following words:
  - 3 "or on petition signed by a majority of the voters."







- 1 Introduced by Mr. Berry, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Elections.

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## A BILL

*For an Act to amend an Act regulating the holding of elections and declaring the result thereof in cities, villages and incorporated towns in this State (approved June 19, 1885, in force July 1, 1885, as amended).*

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That section three (3) of Article 3 of an  
3 act entitled an act regulating the holding of elections and declaring the result  
4 thereof in cities, villages and incorporated towns in this state approved June  
5 19, 1885, in force July 1, 1885, as amended, is amended to read as follows:  
6 Fifth: Under the column "AGE," the age of the applicant, or the approxi-  
7 mate age of the applicant, or the answer of the applicant as "legal age."  
8 Under "Naturalized," the word "Yes," according to the fact stated. No person  
9 qualified to register shall be denied registration who answers "legal age" and  
10 such answer shall be sufficient for registration.





- 1 Introduced by Mr. Berry, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Efficiency and Economy.

A BILL

*For an Act to provide for the location, erection, organization, financing, and management of an additional asylum for the feeble-minded and making an appropriation for the construction of necessary buildings and furnishings to be located in counties having a population of more than one million inhabitants.*

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That there be and is hereby created and established an additional asylum for the proper care, custody, and treatment of the feeble-minded of the State of Illinois to be known as the Illinois Asylum for Feeble-minded, County of.....(the name of the county in which said additional asylum for the feeble-minded be located shall be inserted in blank space). The said asylum shall be located upon grounds hereafter to be selected by a commission of two (2) citizens of the State to be appointed by the Governor and shall be located in a county having a population of not less than one million inhabitants.

Sec. 2. The said commissioners are directed and required to cause to  
2 be prepared the necessary plans and specifications, by a competent architect  
3 of established reputation for ability and integrity, said plans and specifications  
4 to embrace the most approved construction, having reference particularly to  
5 strength, durability, and future needs of such additional asylum, also to  
6 economy of expenditures, and shall be accompanied by a detailed estimate of  
7 the total costs for the erection and full completion, and the furnishings accord-  
8 ing to said plans of buildings for the care, custody and treatment of patients  
9 now and for the future, with the usual proportion of officers, and employees,  
10 which shall not exceed in the aggregate of two million dollars. No plan shall  
11 be adopted by the said commissioners for buildings that are not thoroughly  
12 fire-proof, and which shall not have been approved by the State Commis-  
13 sioner of Public Charities in respect to its sanitary features, the care, cus-  
14 tody, and treatment of the feeble-minded, by the State Board of Health. The  
15 erection of such buildings shall be made in the manner described by the  
16 Governor.

Sec. 3. For the erection of all necessary buildings for the proper care,  
2 custody, and treatment of feeble-minded and completion of the whole, also for  
3 the purchase of all necessary furnishings and equipment, and the purchase of  
4 a suitable location for said asylum, the sum of two million dollars is appro-  
5 priated, payable on the terms and in the same manner now provided by law,  
6 out of any money now or hereafter in the treasury not otherwise appropri-  
7 ated, and the commissioners are hereby directed to immediately proceed to  
8 carry out the provisions of this Act, and to secure actual provisions for the  
9 reception, care, custody, and treatment of the largest possible number of pa-  
10 tients at the earliest practicable time.

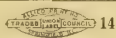
Sec. 4. When the asylum shall be ready for occupancy, the Governor shall  
2 appoint a medical superintendent for the asylum who shall be a well educated  
3 physician, experienced in the treatment of the feeble-minded, whose duties



4 shall be the same as in the other asylums for feeble-minded in this State as  
5 provided by law, and such other necessary employees shall be subject to the  
6 civil service laws of this State.

Sec. 5. The said asylum shall be subject to all inspections, all laws of  
2 this State and in the same manner as all charitable institutions in this State,  
3 and their power, duties and maintainance shall be the same as all other chari-  
4 table institutions of this State.





- 1 Introduced by Mr. Berry, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Elections.

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## A BILL

*For an Act to amend Section three (3) of an Act regulating the registration of voters in cities of more than 150,000 inhabitants having a board of election commissioners, and in incorporated towns under the jurisdiction of such board of election commissioners. (Filed June 28, 1917, in force July 1, 1917.)*

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section three (3) of an act entitled an act regulating the registration of voters in cities of more than 150,000 inhabitants having a board of election commissioners, and in incorporated towns under the jurisdiction of such board of election commissioners, (Filed June 28, 1917, in force July 1, 1895, is amended to read as follows:

5. Under the column "above the age of 21," the age of the applicant, or the approximate age of the applicant, or the answer of the applicant as "legal age." Under "Naturalized," the word "Yes," or the word "no," according to the fact stated. No person qualified to register shall be denied registration who answers "legal age" and such answer shall be sufficient for registration.







- 1 Introduced by Mr. Berry, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

## A BILL

*For an Act to enable cities having a population of not less than 200,000 to establish, maintain, finance, conduct, and regulate an annual industrial exposition and fair, and repealing any and all Acts or parts thereof contrary to any and all parts of the provisions of this Act.*

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That cities of this State having a population of not less than 200,000 shall have and are hereby given and granted power and authority to establish, build, control, finance and regulate an annual Industrial Exposition and Fair for the benefit of all the inhabitants of such cities.

Sec. 2. That immediately after this Act is in full force and effect the Mayor of such cities shall appoint five (5) persons to act as trustees of said Industrial Exposition and Fair, no person shall be appointed as such trustee unless they shall have resided continuously in such city for a period of not less than ten (10) years and who is at the time of their appointment engaged in business. The term of office of each trustee shall be five (5) years and until their successor is

7 duly qualified, and their compensation shall not exceed Ten Thousand (\$10,000)  
 8 Dollars annually. The Mayor shall appoint two persons for two (2) years, two  
 9 persons for three (3) years and one person for five (5) years, and thereafter  
 10 each trustee for five (5) years, and the trustee whose term of office is shortest  
 11 shall be president.

Sec. 3. The management and control of said Industrial Exposition and  
 2 Fair shall be in the trustees for the people of such cities. They shall have full  
 3 power to employ any and all employees necessary to properly conduct an Indus-  
 4 trial Exposition and Fair, as provided by the provisions of this Act; to fix the  
 5 compensation of all employees and dispense with the service of all employees,  
 6 *provided, that all employees employed more than six months per annum shall be*  
 7 *subject to the civil service laws of such cities;* to make all rules and regulations  
 8 governing such Industrial Exposition and Fair. All Industrial Expositions and  
 9 Fairs established under this Act shall be known as "The World's Industrial  
 10 Exposition and Fair of the City of....."

Sec. 4. There shall be a Board of Directors with the Mayor of such cities  
 2 as chairman, to advise and consult with the trustees of said Industrial Exposi-  
 3 tion and Fair. The Board of Directors shall consist of one member from each  
 4 industry and allied branches exhibiting at said Industrial Exposition and Fair.  
 5 Such member to be selected from and by the members of such exhibitors; the  
 6 appointment of such member shall be certified to the trustees of said Industrial  
 7 Exposition and Fair. No member of the Board of Directors shall be compen-  
 8 sated for such services and shall hold office at the will of the exhibitors of such  
 9 industry and allied branches they may represent.

Sec. 5. The said trustees shall cause to be kept a complete record of all  
 2 transactions and make an annual report to the Mayor of such cities and the  
 3 City Council. The said trustees may sue and be sued, have a corporate seal, to  
 4 contract with persons or corporations and build all necessary buildings, stands,  
 5 and appurtenances for the successful conducting of said Industrial Exposition

6 and Fair, and to make any and all rules, regulations and fix penalties for viola-  
7 tions thereof, for said Industrial Exposition and Fair.

Sec. 6. The Board of Trustees of said Industrial Exposition and Fair, for  
2 the purpose of establishing and building said industrial Exposition and Fair,  
3 shall have the power to receive by gift, donation, to borrow money and to issue  
4 bonds to be secured by mortgages on the buildings and personal property of said  
5 Industrial Exposition and Fair, the interest and principal of such bonds shall  
6 be paid out of the revenue derived by the operation of said Industrial Exposi-  
7 tion and Fair, provided, however, that when the revenue from said Industrial  
8 Exposition and Fair fails to provide sufficient funds to meet the interest and  
9 principal or any part thereof of such bonds, then the trustees shall certify to  
10 the City Council of such cities the amount of such sums needed and the City  
11 Council shall raise the money needed by general taxation.

Sec. 7. The Board of Trustees shall have power to acquire all lands neces-  
2 sary for the proper building of said Industrial Exposition and Fair, either by  
3 gift, purchase, lease, to make land or condemnation in manner and form as pro-  
4 vided by an Act to provide for the exercise of the right of eminent domain, ap-  
5 proved April 10, 1872, in force July 1, 1872, and all acts amendatory thereof.

Sec. 8. The said Trustees shall have the right, and such right, power and  
2 authority are hereby granted said trustees to make additional land by filling in  
3 any lake or river or portion thereof, contiguous to such cities as come under the  
4 provisions of this Act, and to occupy, take possession of and use, any and all  
5 artificially made or reclaimed land.

Sec. 9. All lands, buildings, property or money, or thing of value whatso-  
2 ever acquired by the trustees of said Industrial Exposition and Fair, under the  
3 provisions of this Act, shall be taken in the name of the Trustees of the World's  
4 industrial Exposition and Fair, as Trustees of the inhabitants of such cities,  
5 provided, however, the said Trustees may permit the erection of buildings, per-



6 taining to said Industrial Exposition and Fair on land acquired under the pro-  
7 visions of this Act by person or persons, state, national or foreign governments,  
8 and title to said buildings shall remain with the erectors.

Sec. 10. Whenever the said Trustees, with the consent of the Board of  
2 Directors deem it no longer necessary or advisable to hold or maintain said  
3 Industrial Exposition and Fair, they may sell all the property of said Industrial  
4 Exposition and Fair, except the lands acquired under this Act, such lands shall  
5 always remain the property of such cities and when all obligations have been sat-  
6 isfied, all remaining funds shall be paid to the City Treasurer of such cities.

Sec. 11. The said Trustees shall build all necessary buildings, stands and  
2 appurtenances to properly house all exhibits and enterprises, walks, drives, sub-  
3 ways and such necessary things desired by said Trustees to successfully main-  
4 tain and conduct said Industrial Exposition and Fair.

Sec. 12. The said Trustees shall have the power to arrange, hold and give  
2 all amateur and professional athletic events including amateur and professional  
3 wrestling, amateur and professional boxing, bicycle racing, automobile racing,  
4 aviation racing, horse racing and such other sports, amusements and entertain-  
5 ments necessary to induce attendance at said Industrial Exposition and Fair.  
6 It shall be lawful for the Association, in order that said Trustees may raise ad-  
7 ditional revenue for the maintenance of said Industrial Exposition and Fair, to  
8 install registering machines in the care of the necessary competent attendants  
9 who shall receive and act as temporary custodians of moneys deposited by per-  
10 sons upon contests of speed; no other method shall be permitted. The said  
11 Trustees may retain not more than five (5%) per cent of all such money so  
12 deposited.

Sec. 13. The said Trustees shall encourage and stimulate all industrial en-  
2 terprises, the raising of cattle, hogs, sheep, horses, agricultural and dairy prod-  
3 ucts, the health, education and amusement of the residents of such cities, State



4 of Illinois and the United States, shall provide facilities for the holding of con-  
5 ventions, concerts, scientific and educational lectures.

Sec. 14. The said Trustees shall provide and give prizes, premiums or  
2 purses as awards of merit, in such manner desired by said Trustees.

Sec. 15. The said Trustees shall establish a bureau of publicity and infor-  
2 mation and the member or members of said bureau shall advertise the advan-  
3 tages of such cities, and the State of Illinois, and the Industrial Exposition and  
4 Fair, to assist in the inducting and locating of industries to such cities and the  
5 housing of employees, and to furnish all information available as to such cities  
6 and Industrial Exposition and Fair.

Sec. 16. All Acts or parts thereof contrary to any and all parts of this Act  
2 are hereby repealed.





1 Introduced by Mr. Cruden, February 2, 1921.

2 Read by title, ordered printed and referred to Committee on Elections.

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## A BILL

For an Act to amend Section 30 of an Act entitled: "An Act to provide for the holding of primary elections by political parties," approved March 9, 1910, in force July 1, 1910, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 30 of an Act entitled: "An Act  
3 to provide for the holding of primary elections by political parties," approved  
4 March 9, 1910, in force July 1, 1910, as amended, is amended to read as follows:

Section 30. All petitions for nominations shall be filed as follows:

2 1. Where the nomination is to be made for a State, congressional, judi-  
3 cial or appellate court office, or for any office a nomination for which is made  
4 for a territorial division or district which comprises more than one county or  
5 is partly in one county and partly in another county or counties, then such  
6 petition for nomination shall be filed in the office of the Secretary of State not  
7 more than sixty (60) and not less than forty (40) days prior to the date of the  
8 primary.

9        2. Where the nomination is to be made for a county office, trustee of a  
 10 sanitary district (except clerk of the appellate court of the first district), or  
 11 ward committeeman, then such petition shall be filed in the office of the county  
 12 clerk not more than sixty (60) nor less than forty (40) days prior to the date  
 13 of the primary.

14       3. Where the nomination is to be made for an office to be filled by the  
 15 electors of an entire city or village, including aldermen, *but not including*  
 16 *judges of the Municipal Court of the city of Chicago*, such petitions for nom-  
 17 ination shall be filed in the office of the city or village clerk not more than  
 18 thirty (30) nor less than twenty (20) days prior to the date of the primary.  
 19 *Petitions for nomination for the office of judge of the Municipal Court of the*  
 20 *City of Chicago shall be filed in the office of the city clerk of that city not more*  
 21 *than sixty (60) nor less than forty (40) days prior to the date of the primary.*

22       4. Where the nomination is to be made for an office to be filled by the  
 23 electors of a town, then such petition for nomination shall be filed in the office  
 24 of the town clerk not more than thirty (30) nor less than twenty (20) days prior  
 25 to the date of the primary.

26       5. The petitions of candidates for State central committeemen shall be filed  
 27 in the office of the Secretary of State not more than sixty (60) and not less  
 28 than forty (40) days prior to the date of the primary.

29       6. The Secretary of State and the various clerks with whom such petitions  
 30 for nominations are filed shall endorse thereon the day and hour on which each  
 31 petition was filed.

32       7. Any person for whom a petition for nomination for committeeman has  
 33 been filed may cause his name to be withdrawn by request in writing, signed by  
 34 him and duly acknowledged before an officer qualified to take acknowledgments  
 35 of deeds, and filed in the office of the Secretary of State not less than thirty-  
 36 five (35) days, or with the proper clerk not less than twenty (20) days prior to  
 37 the date of the primary, and no names so withdrawn shall be certified by the  
 38 Secretary of State to the county clerk, or printed on the primary ballot.



39       8. Each person seeking to be elected as delegate or alternate delegate to  
40 the National nominating convention of his party shall file, along with his nom-  
41 inating petition, a statement in writing signed by him in which he shall state  
42 the name of the candidate of his choice for nomination for President of the  
43 United States, or, in lieu thereof, may file a statement to the effect that he  
44 has no preference for candidates for President of the United States. The Sec-  
45 retary of State shall not permit a petition of a candidate for delegate or alter-  
46 nate delegate to the National nominating convention to be filed unless  
47 accompanied by the statement required in paragraph 8 of this section. Any  
48 candidate for President of the United States for whom a preference is stated  
49 by any candidate for delegate or alternate delegate to a nominating convention,  
50 may, at any time after the filing of such petition and before the name of such  
51 candidate for delegate or alternate delegate to a National nominating conven-  
52 tion is certified to the various county clerks for printing, file in the office of the  
53 Secretary of State an instrument in writing disavowing the candidacy of the  
54 person who has so filed a nominating petition for delegate or alternate dele-  
55 gate to a National nominating convention and in case such candidate for Presi-  
56 dent of the United States shall disavow the candidacy of the candidate for  
57 delegate or alternate delegate, as aforesaid, the name of such candidate for  
58 delegate or alternate delegate so disavowed shall not be certified to the various  
59 county clerks for printing upon the official primary ballot.





1 Offered by Mr. Buck, June 15.

2 Ordered printed.

### AMENDMENTS TO HOUSE BILL NO. 49 IN SENATE

#### AMENDMENT NO. 1

Amend House Bill No. 49 as printed in the Senate, by striking out in line 18,

2 Sec. 30, page 2, the word and figure "thirty (30)" and inserting in lieu thereof  
3 the word and figure "thirty-five (35)," and by striking out the word and figure  
4 "twenty (20)" and inserting in lieu thereof the word and figure "twenty-  
5 five (25)."

#### AMENDMENT NO. 2

Amend House Bill No. 49 as printed in the Senate, by striking out in line 24,

2 Sec. 30, page 2, the word and figure "thirty (30)" and inserting in lieu thereof  
3 the word and figure "thirty-five (35)," and by striking out the word and figure  
4 "twenty (20)" and inserting in lieu thereof the word and figure "twenty-  
5 five (25)."

#### AMENDMENT NO. 3

Amend House Bill No. 49 as printed in the Senate by inserting the word "or"

2 between the words "nomination" and "for" in line 32, Sec. 30, page 2.







- 1 Introduced by Mr. Cruden, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Elections.

## A BILL

For an Act to amend Sections 1, 2, 3 and 5 of an Act entitled: "An Act in regard to elections, and to provide for filling vacancies in elective offices," approved April 3, 1872, in force July 1, 1872, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: Sections 1, 2, 3 and 5 of an Act entitled: "An Act in regard to elections, and to provide for filling vacancies in elective offices," approved April 3, 1872, in force July 1, 1872, as amended, are amended to read as follows:*

Sec. 1. *In each year in which a President and Vice President of the United States are chosen, each political party or group in this State shall nominate in the manner prescribed by law, its candidates for presidential electors. The names and addresses of the candidates so nominated shall be certified to the Secretary of State in the manner provided by law.*

Sec. 2. *The names of the candidates for presidential electors shall not be printed on the official ballot. The names of the candidates for President and*

3 *Vice President of the United States of each political party or group, however,*  
 4 *shall be printed on the official ballot. The votes and returns for president and*  
 5 *Vice President shall be counted, tabulated and canvassed in the same manner*  
 6 *as the votes and returns for United States Senators.*

Sec. 3. *Within five days after the votes and returns for President and Vice*  
 2 *President of the United States have been canvassed by the State canvassing au-*  
 3 *thorities, the Governor shall appoint as presidential electors the persons se-*  
 4 *lected or nominated by the political party or group whose candidates for Presi-*  
 5 *dent and Vice President received the highest number of votes. Certificates of*  
 6 *appointment shall be issued to each person appointed.*

Sec. 5. In case any person declared duly *chosen* an elector of President or  
 2 Vice President of the United States shall fail to attend at the state house, at the  
 3 seat of government of this State, at or before the hour of twelve o'clock at noon,  
 4 of the day on which his vote is required to be given, it shall be the duty of the  
 5 elector or electors of President and Vice President, attending at the time and  
 6 place, to appoint a person or persons to fill such vacancy: *Provided*, that  
 7 should the person or persons chosen as aforesaid, arrive at the place afore-  
 8 said before the votes for President and Vice President are actually given, the  
 9 person or persons appointed to fill such vacancy shall not act as elector of  
 10 President and Vice President.



1 Offered by Mr. Buck, May 10, 1921.

2 Ordered printed.

#### AMENDMENT NO. 1.

Amend the title of the Act in House Bill No. 50 in Senate, as printed, by  
 2 striking out in line one thereof after the words "to amend" the words and fig-  
 3 ures "Sections 1, 2, 3 and 5 of".

#### AMENDMENT NO. 2.

Amend House Bill No. 50 in Senate, as printed, by striking out all of the  
 2 printed bill after the enacting clause and inserting in lieu thereof the follow-  
 3 ing:

4 That Sections 1, 2, 3, 4 and 5 of an Act entitled: "An Act in regard to  
 5 elections, and to provide for filling vacancies in elective offices." Approved  
 6 April 3, 1872, in force July 1, 1872, as amended, are amended to read as fol-  
 7 lows:

Section 1. That there shall be elected by general ticket *in the manner*  
 2 *and with the effect hereinafter provided*, on the Tuesday next after the first  
 3 Monday in November preceding the expiration of the term of office of each  
 4 President of the United States, as many electors of President and Vice Pres-  
 5 ident of the United States as this State may be entitled to appoint; which elec-  
 6 tion shall be conducted and returns thereof made as hereinbefore provided:  
 7 *Provided*, that if Congress should hereafter fix a different day, then the elec-

tion for electors shall be held on such day as shall be named by Act of Congress. *The choosing, election and appointment of electors aforesaid shall be made in the following manner:*

(a) *In each year in which a President and Vice-President of the United States are chosen, each political party or group in this State shall choose by its Congressional Convention in each congressional district, and if not so done then by the delegates from a congressional district to a State Convention choose an elector of President and Vice-President of the United States, to be reported to the State Convention of such party or group and such State Convention of such party or group shall also choose electors at large, if any are to be appointed for this State, and such State Convention of such party or group shall by its chairman and secretary certify the total list of such electors, together with electors at large so chosen to the Secretary of State of Illinois.*

*The filing of such certificate, with said Secretary of State, of such choosing of electors shall be deemed and taken to be the choosing or selection of the electors of this State to be appointed by the Governor of this State, if such party or group is successful at the polls as herein provided in choosing their candidates for President and Vice-President of the United States.*

(b) *The names of the candidates of the several political parties or groups for electors of President and Vice-president shall not be printed on the official ballot to be voted in the election to be held on the day in this section first above named. In lieu of the names of the candidates for such electors of President and Vice-president, immediately under the appellation of party name of a party or group in the column of its candidates on the official ballot to be voted at said election first above named in this section, there shall be printed within a bracket the name of the candidate for President and the name of the candidate for Vice-president of such party or group with a square to the left of such bracket. Each voter in this State from the several lists or sets of electors so chosen and selected by the said respective political parties or groups, may choose and elect one of such lists or sets of electors to be ap-*



38 pnted as herein provided by the Governor, by placing a cross in the square to  
39 the left of the bracket aforesaid of one of such parties or groups.

40 The Governor shall appoint as electors of this State, that list or set of elect-  
41 ors, whose party or group by its voters in the manner herein provided cast the  
42 highest vote for President and Vice-president, by placing a cross in the square  
43 to the left of the bracket aforesaid. Placing a cross within the square before  
44 the bracket enclosing the names of President and Vice-president shall not be  
45 deemed and taken as a direct vote for such candidates for President and Vice-  
46 president, or either of them, but shall only be deemed and taken to be a vote for  
47 the entire list or set of electors chosen by that political party or group so cer-  
48 tified to the Secretary of State as herein provided.

49 (c) Such certification by the respective political parties or groups in this  
50 State of electors of President and Vice-president by the State Convention of  
51 such parties or groups shall be made to the Secretary of State within the same  
52 time that nominations are required by law to be made of candidates for State  
53 officers to be voted for on the date of the election first above named in this sec-  
54 tion.

55 (d) Should more than one certificate of choise and selection of electors  
56 of the same political party or group be filed by contesting conventions or con-  
57 testing groups, it shall be the duty of the Governor, the Secretary of State, the  
58 Auditor of Public Accounts, the State Treasurer and the Superintendent of  
59 Public Instruction within five days after the close of the period within which  
60 nominations of State candidates may be made and filed with the Secretary of  
61 State to meet in the office of the Governor and determine which set of nomi-  
62 nees for electors of such party or group was chosen and selected by the author-  
63 ized convention of such party or group. The Secretary of State shall notify  
64 such State officers of the date, time and place of such meeting. At such meet-  
65 ing a majority of the said officers present, after notice to the chairman and sec-  
66 retaries or managers of the conventions or groups and after a hearing shall  
67 determine which set of electors was so chosen by the authorized convention and

68 shall so announce and publish the fact, and such decision shall be final and the  
 69 set of electors so determined upon by said State officers to be so chosen shall be  
 70 the list or set of electors to be appointed by the Governor as aforesaid if that  
 71 party shall be successful at the polls, as herein provided.

72 (e) Should a vacancy occur in the choice of an elector in a congressional  
 73 district, such vacancy may be filled by the executive committee of the party or  
 74 group for such congressional district, to be certified by such committee to the  
 75 Secretary of State of Illinois. Should a vacancy occur in the office of elector at  
 76 large, such vacancy shall be filled by the State committee of such political  
 77 party or group and certified by it to the Secretary of State of Illinois.

Sec. 2. The county clerks of the several counties shall within eight days  
 2 next after holding the election first named in Section 1 of this Act make three  
 3 copies of the abstract of the votes cast for President and Vice-president by each  
 4 political party or group, as indicated by the voter as aforesaid, by a cross in  
 5 the square to the left of the bracket aforesaid, and transmit by mail one of said  
 6 copies to the Governor, another to the office of the Secretary of State, and re-  
 7 tain the third in his office, to be sent for by the Governor in case both the others  
 8 should be mislaid. Within twenty days after the holding of such election, and  
 9 sooner if all the returns are received by either the Governor or by the Secre-  
 10 tary of State, the Secretary of State, Auditor of Public Accounts and Treas-  
 11 urer, or any two of them, shall, in the presence of the Governor, proceed to open  
 12 and canvass said election returns, and to declare which set of candidates for  
 13 President and Vice-president received as aforesaid the highest number of votes  
 14 cast at such election as aforesaid; but should two or more sets of candidates for  
 15 President and Vice-president be returned with an equal and the highest vote,  
 16 the said Secretary of State shall cause a notice of the same to be published,  
 17 which notice shall name some day and place, not less than five days from the  
 18 time of such publication of such notice, upon which the said Secretary, Auditor  
 19 of Public Accounts and State Treasurer will decide by lot which of said sets of

20 *candidates for President and Vice-president so equal and highest shall be de-*  
21 *clared to be highest. And upon the day and at the place so appointed in said*  
22 *notice, the said Secretary, Auditor and Treasurer, or any two of them, shall,*  
23 *in the presence of the Governor, so decide by lot and declare which is deemed*  
24 *highest of the said sets of candidates for President and Vice-president so equal*  
25 *and highest; thereby determining only that the electors chosen as aforesaid by*  
25 *such candidates' party or group are thereby elected by general ticket to be ap-*  
26 *pointed as aforesaid by the Governor.*

Sec. 3. *Within five days after the votes shall have been canvassed and the*  
2 *results declared or the result declared by lot as provided for in Section 2 above*  
3 *the Governor shall cause the result of said election to be published, and shall*  
4 *appoint the persons electors of President and Vice-president so chosen compos-*  
5 *ing the list so elected, by transmitting by mail to the several persons so chosen*  
6 *and composing the list or set elected, electors of President and Vice-president*  
7 *certificates in triplicate, under the Seal of State of their appointment, and shall*  
8 *also transmit under the Seal of State to the Secretary of State of the United*  
9 *States the certificate of the appointment of said electors as required by the laws*  
10 *of Congress.*

Sec. 4. *The electors appointed as aforesaid, shall meet at the office of the*  
2 *Secretary of State in a room to be designated by him in the Capitol at Spring-*  
3 *field in this State, at the time appointed by the laws of the United States at the*  
4 *hour of ten o'clock in the forenoon of such day, and give their votes for Presi-*  
5 *dent and for Vice-president of the United States, in the manner therein pro-*  
6 *vided, and perform such duties as are or may be required by law. Each elector*  
7 *shall receive for every twenty miles necessary travel in going to the seat of gov-*  
8 *ernment to give his vote and returning to his residence, to be computed by the*  
9 *most usual route, the sum of three dollars (\$3.00), to be paid on the warrant of*  
10 *the Auditor, out of any money in the treasury not otherwise appropriated, and*  
11 *any person appointed by the electors assembled to fill a vacancy shall also re-*  
12 *ceive the compensation provided for electors appointed.*

Sec. 5. In case any person duly appointed an elector of President and Vice-president of the United States shall fail to attend at the *Capitol* on the day on which his vote is required to be given, it shall be the duty of the elector or electors of President and Vice-president, attending at the time and place, to appoint a person or persons to fill such vacancy; *provided*, that should the person or persons chosen and appointed as in this Act provided, in the foregoing sections, arrive at the place aforesaid before the votes for President and Vice-president are actually given, the person or persons appointed to fill such vacancy shall not act as elector of President and Vice-president.





- 1 Introduced by Mr. Cruden, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Elections.

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## A BILL

For an Act to amend Section 12 of Article IV of an Act entitled, “An Act to amend an Act entitled, ‘An Act regulating the holding of elections and declaring the result thereof in cities, villages and incorporated towns in this State,’ approved June 19, 1885, in force July 1, 1885, as amended by an Act approved June 18, 1891, in force July 1, 1891,” approved April 24, 1899, in force July 1, 1899, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 12 of Article IV of an Act entitled, “An Act to amend an Act entitled, ‘An Act regulating the holding of elections and declaring the result thereof in cities, villages and incorporated towns in this State,’ approved June 19, 1885, in force July 1, 1885, as amended by an Act approved June 18, 1891, in force July 1, 1891,” approved April 24, 1899, in force July 1, 1899, as amended, is amended to read as follows:

Sec. 12. Whenever any proposition is submitted to a vote of the people and is printed or written upon the same ticket, with the names of candidates

3 for office, the names, together with such proposition, shall be canvassed in the  
4 following manner: All the ballots shall be first separated into three piles; the  
5 first pile containing all the ballots in favor of such proposition; the second  
6 pile containing all the ballots against such proposition, and the third pile con-  
7 taining all the ballots not mentioning such proposition, or being neither for  
8 nor against such proposition. Each of the judges shall then examine each  
9 pile and see that the separation has been properly made. Then the first pile  
10 shall be counted by tens, and the result announced to the clerks, who shall tally  
11 the same by tens. And so the second pile shall be counted, announced and  
12 tallied, and likewise the third pile, if necessary. Whereupon the clerks shall  
13 announce to the judges the number of votes for and the number of votes against  
14 such proposition. The ballots for or against any proposition submitted shall  
15 always be canvassed, counted and tallied *after* the names of candidates for any  
16 office are canvassed, counted or tallied.



- 1 Introduced by Mr. Charles H. Francis, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Agriculture.

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## A BILL

For an Act to amend Section 39 of an Act entitled, "An Act to prevent fraud in the sale of dairy products, their imitation or substitutes, to prohibit and prevent the manufacture and sale of unhealthful, adulterated or misbranded food, liquors, or dairy products, to provide for the appointment of a State Food Commissioner and his assistants, to define their powers and duties and to repeal all Acts relating to the production, manufacture and sale of dairy and food products and liquors in conflict herewith," approved May 14, 1907, in force July 1, 1907, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 39 of an Act entitled, "An Act  
3 to prevent fraud in the sale of dairy products, their imitation or substitutes, to  
4 prohibit and prevent the manufacture and sale of unhealthful, adulterated or  
5 misbranded food, liquors or dairy products, to provide for the appointment of  
6 a State Food Commissioner and his assistants, to define their powers and  
7 duties and to repeal all Acts relating to the production, manufacture and sale

8 of dairy and food products and liquors in conflict herewith," approved May 14,  
9 1907, in force July 1, 1907, as amended is amended to read as follows:

Sec. 39. (a) In the enforcement of this Act, and in the construction there-  
2 of, the following named articles of foodstuffs, when offered for sale or exposed  
3 for sale, or sold, shall conform to the analytical requirements set opposite  
4 each respectively:

5 Milk should contain not less than three (3) per cent of milk fat and not  
6 less than eight and one-half ( $8\frac{1}{2}$ ) per cent of solids, not fat.

7 Cream shall contain not less than eighteen (18) per cent of milk fat.

8 Maple sugar shall contain not less than sixty-five one hundredths (0.65)  
9 per cent of maple ash in the water-free substance.

10 Honey is a leavo-rotary, contains not more than twenty-five (25) per cent  
11 of water, not more than twenty-five hundredths (0.25) per cent of ash, and not  
12 more than eight (8) per cent of sucrose.

13 Cloves shall contain not more than five (5) per cent of clove stems, not  
14 less than ten (10) per cent of volatile ether extract, not less than twelve (12)  
15 per cent of quercitannic acid, not more than eight (8) per cent of total ash, not  
16 more than five tenths (0.5) per cent of ash insoluble in hydrochloric acid, and  
17 and not more than ten (10) per cent of crude fiber.

18 Black pepper shall contain not less than six (6) per cent of non-volatile  
19 ether extract, not less than twenty-five (25) per cent of pepper starch, nor more  
20 than seven (7) per cent of total ash, nor more than two (2) per cent of ash in-  
21 soluble in hydrochloric acid, and not more than fifteen (15) per cent of crude  
22 fiber.

23 Lemon extract shall contain not less than five (5) per cent of oil of lemon by  
24 volume.

25 Orange extract shall contain not less than five (5) per cent of oil of orange  
26 by volume.

27 Vanilla extract shall contain in one hundred (100) cubic centimeters the  
28 soluble matters from not less than ten (10) grams of vanilla bean.



Olive oil has a refractive index (25oC) not less than one and forty-six hundred and sixty ten thousandths (1.4660) and not exceeding one and forty-six hundred and eighty ten-thousandths (1.4680) and an iodine number not less than seventy-nine (79) and not exceeding ninety (90).

All vinegars shall contain four (4) grams of acetic acid in one hundred (100) cubic centimeters (20oC).

Cider vinegar shall contain not less than one and six-tenths (1.6) grams of apple solids, and not less than twenty-five hundredths (0.25) grams of apple ash in one hundred (100) cubic centimeters (20oC).

Malt vinegar shall contain in one hundred (100) cubic centimeters (20oC) not less than two (2) grams of solids and not less than two-tenths (0.2) grams of ash.

Wine vinegar shall contain not less than one (1) gram of grape solids and not less than thirteen hundredths (0.13) gram of grape ash in one hundred cubic centimeters (20oC).

(b) *Ice cream is a frozen product and shall be made from pure, wholesome pasteurized cream and sugar, or pure, wholesome pasteurized cream and pasteurized milk and sugar and shall contain not less than 10% milk fat. It shall not contain any preservatives, neutralizing agents, saccharine, renovated or process butter, fats, or oil foreign to milk or to other ingredients allowed. It may contain wholesome eggs, harmless coloring matter, flavoring, sound, clean, mature fruits and sound, non-rancid nuts, and not to exceed 7% of pastries and approved thickening.*

In the enforcement of this Act and in the construction thereof all articles of food not defined in this Act, when offered for sale or exposed for sale, or sold, shall conform to the definition and analytical requirements of the standard adopted and promulgated from time to time by the Food Standards Commission: *Provided*, that standards of quality, purity or strength, for food products, adopted from time to time by the Food Standards Commission and the regulations concerning the labeling of food products, adopted from time to time by the State Food Commissioner, shall constitute *prima facie* evidence in the

trial of all cases in court of the proper standard or of the proper labeling: *Provided*, that nothing in this section shall be construed to prevent the sale of any wholesome food product which is below such standard, if such article of food be labeled so as to clearly indicate such variation: *Provided, further*, that in all places where foods below such standards are sold in bulk or have been removed from the original package, there shall be placed in a prominent position a placard in large letters of not less than one inch in length which shall clearly indicate such variation so as to be easily read by customers.

(c) All persons, firms or corporations in the State of Illinois now engaged in the manufacture of ice cream, water ices, frozen puddings or any other food products made in part from milk or cream and frozen, for sale shall, before the first day of September, 1919, make application to the Department of Agriculture for a license; and all persons, firms or corporations that hereafter engage in the manufacture of ice cream, water ices, frozen puddings or any other food products made in part from milk or cream and frozen, for sale, except churches, charitable institutions, picnics, chautauquas or other social gatherings which are not regularly engaged in such business, shall before engaging in such business apply to the Department of Agriculture for a license. Thereupon the director of the Department of Agriculture, or his agents, shall inspect the establishment, equipment and utensils, and shall also ascertain if the building and equipment comply with the sanitary law and the rules and regulations of the Department of Agriculture that shall be made from time to time governing these establishments.

After the inspectors of the Department of Agriculture have examined the premises and have been satisfied that the places now in existence or about to be established comply with the sanitary law of the State, the Department of Agriculture shall notify the applicant that his place does comply, and the applicant shall then mail a check to the State Treasurer covering the amount of license fee. Upon receipt of same the State Treasurer shall notify the director of the Department of Agriculture of the receipt of said license fee and there-

89 upon the director of the Department of Agriculture shall issue a license to such  
90 applicant.

91 The license fee for persons, firms or corporations who manufacture ice  
92 cream, water ices, frozen puddings or any other food products made in part  
93 from milk or cream and frozen, for their own retail purpose, except churches,  
94 charitable institutions, picnics, chautauquas or other social gatherings which  
95 are not regularly engaged in such business shall be one dollar annually, which  
96 shall be paid into the State Treasury before the first of September of each year.

97 All persons, firms or corporations who manufacture ice cream, water ices,  
98 frozen puddings or any other food products made in part from milk or cream  
99 and frozen, in a wholesale manner, for sale to persons, firms or corporations  
100 who re-sell the same, shall pay a license fee of ten dollars annually.

101 (d) Whosoever shall violate any of the provisions of paragraph (c) of  
102 this section shall be guilty of a misdemeanor and shall be punished as provided  
103 in Section 41 of this Act; and in addition thereto, the director of the Department  
104 of Agriculture may, after three day's notice in writing, revoke such offender's  
105 license, or he may suspend it for such time as may be necessary for such of-  
106 fender to put his place in order to comply with the law. Upon request, the  
107 director of agriculture shall re-inspect, and if the legal requirements are found  
108 fulfilled, he shall be reinstated.







1 Adopted April 6, 1921.

AMENDMENT NO. 1.

Amend House Bill No. 52 by striking out paragraph (b) on page 3 of the  
2 printed bill and insert in lieu thereof the following:

3 (b) Ice cream is a frozen product and shall be made from pure, whole-  
4 some pasteurized cream and sugar, or pure, wholesome pasteurized cream and  
5 pasteurized milk or milk products and sugar and shall contain not less than  
6 ten per cent (10%) milk fat. It shall not contain any preservatives, neutral-  
7 izing agents, saccharine, renovated or process butter, fats, or oil foreign to  
8 milk or to other ingredients allowed. It may contain wholesome eggs, whole-  
9 some confections, harmless coloring matter, flavoring, sound, clean, mature  
10 fruits and sound, non-rancid nuts, and not to exceed one per cent (1%) of  
11 pure, wholesome, edible pastries or stabilizers.





- 1 Introduced by Mr. Ginders, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act to authorize the purchase of a site for, and the erection of an armory  
at Rockford, Illinois, and making an appropriation therefor.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The Department of Public Works and  
3 Buildings shall select a suitable site for the erection of an armory at Rock-  
4 ford, Illinois, for the use of the military forces of the State of Illinois. Title  
5 to the site so selected shall be taken in the name of the State of Illinois and  
6 the deed thereto shall be filed in the office of the Secretary of State.

Sec. 2. After the title to the site so selected has been acquired, the De-  
2 partment of Public Works and Buildings shall cause an armory to be erected  
3 on this site.

Sec. 3. The sum of two hundred thousand dollars (\$200,000) is hereby  
2 appropriated to the Department of Public Works and Buildings to carry out  
3 the provisions of this Act.

Sec. 4. This appropriation is subject to the provisions of "An Act in  
2 relation to State finance," approved June 10, 1919, in force July 1, 1919.







- 1 Introduced by Mr. Marinier, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Civil Service.

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## A BILL

For an Act to amend Section 2 of an Act entitled, "An Act relating to the civil service in Park Systems," approved June 10, 1911, in force July 1, 1911, as amended June 27, 1913.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 2 of an Act entitled, "An  
3 Act relating to the civil service in Park Systems," approved June 10, 1911,  
4 in force July 1, 1911, as amended by an Act approved June 27, 1913, be and  
5 the same is hereby amended to read as follows:

Sec. 2. In any park district to which this Act is, or shall become appli-  
2 cable, there is hereby created and established a Civil Service Board, herein-  
3 after called the board, to consist of three persons to be selected in the following  
4 manner:

5 The governing authority or body of such park district hereafter called the  
6 Park Commissioners, shall, within thirty days after this Act becomes applicable,

7 and thereafter whenever a vacancy occurs, appoint a superintendent of employ-  
8 ment, for a term of six years from the date of his appointment and until his  
9 successor is duly appointed and qualified, which said superintendent of em-  
10 ployment shall be under the direction and supervision of the said Park Com-  
11 missioners, and two park commissioners or members of such governing au-  
12 thority, each for a term of two years from the date of his appointment and  
13 until his successor is duly appointed and qualified, who shall constitute and be  
14 known as the Civil Service Board of such park district. The superintendent  
15 of employment shall be paid a salary of not less than three thousand dollars  
16 (\$3,000.00) a year. The Park Commissioners may fix the salary of each of the  
17 other members of the Civil Service Board at such sum, not to exceed fifteen  
18 hundred dollars (\$1,500.00) a year, as they may deem proper. Two members  
19 of the board shall constitute a quorum.

20 No member of the Civil Service Board shall be removed from office except  
21 for palpable incompetence or malfeasance in office upon written charges filed  
22 by or at the direction of the Park Commissioners and heard before the Board  
23 of Hearings herein provided for. The persons who are the County Judge in  
24 and for the county in which said park district is situated and the two judges  
25 of the Circuit Court of such county who have longest held judicial office, shall  
26 constitute the Board of Hearings: *Provided*, that whenever more than two  
27 Circuit Judges shall be eligible as having held judicial office for the same length  
28 of time, the choice of Circuit Judges shall be made from them by lot. In case  
29 there is but one Circuit Court in the circuit, including or embracing said  
30 county, then said Circuit Judge and County Judge shall select the third mem-  
31 ber of said Board of Hearings from among the Circuit Judges in contiguous  
32 circuits: *Provided, however*, that, in the event of charges being filed against  
33 the superintendent of employment, such charges shall be heard, tried and de-  
34 termined by the Park Commissioners.

35       The Board of Hearings shall hear and determine the charges and its find-  
36 ings shall be final, and if such charges shall be sustained, the member of the  
37 Civil Service Board so charged shall be forthwith removed from office by said  
38 Board of Hearings, and the Park Commissioners shall thereupon proceed  
39 within thirty days to fill the vacancy created by such removal. In any pro-  
40 ceeding provided for in this section, the Board of Hearings and each member  
41 thereof, shall have power to administer oaths and to compel by subpoena, the  
42 attendance and testimony of witnesses and the production of books and papers.





AMENDMENTS TO

52d G. A.

HOUSE BILL NO. 54

1921



1 Adopted April 12, 1921.

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AMENDMENT NO. 1.

Amend printed House Bill No. 54, on page 2, line 18, by changing the sum  
2 reading \$1,500.00 to read \$1,000.00.

AMENDMENT NO. 2.

Amend House Bill No. 54, by inserting in line 16 after the word "year"  
2 the following: "Shall not engage in any other business or employment, unless  
3 such business or employment be under the jurisdiction or control of such park  
4 district."





- 1 Introduced by Mr. Paul, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

## A BILL

For an Act to amend Sections 1 and 4 of "An Act for the establishment and maintenance of part-time or continuation schools and classes, providing for the control and management thereof and compulsory attendance of pupils, prescribing the courses of instruction therein, providing State aid therefor, and providing penalties for violations thereof," approved June 28, 1919, in force July 1, 1919.

**SECTION 1.** *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Sections 1 and 4 of "An Act for the establishment and maintenance of part-time or continuation schools and classes, providing for the control and management thereof and compulsory attendance of pupils, prescribing the courses of instruction therein, providing State aid therefor, and providing penalties for violations thereof," approved June 28, 1919, in force July 1, 1919, are amended to read as follows:

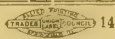
Sec. 1. Part-time or continuation schools or classes shall be established and maintained as hereinafter provided. The board of education or school

3 directors of each city and of each school district in which there are twenty or  
 4 more minors above the age of fourteen years and below the age of sixteen years  
 5 who are not in regular attendance upon all-day schools, shall, and in other  
 6 cities and school districts they may, beginning in September, 1921, establish and  
 7 maintain part-time or continuation schools or classes in which such minors shall  
 8 receive instruction. Such schools or classes shall be under the control and man-  
 9 agement of the board of education or school directors, as the case may be, and  
 10 shall be a part of the public school system of the city or district which main-  
 11 tains them.

12 Such part-time or continuation schools or classes shall be maintained each  
 13 year during the full period of time when the public schools of the city or dis-  
 14 trict are in session. The sessions of such part-time or continuation schools or  
 15 classes shall be on the regular business days, except that they shall not be held  
 16 on Saturday afternoons.

Sec. 4. Every minor between the ages of fourteen and *sixteen* years who  
 2 is regularly and lawfully employed in some occupation or service, unless such  
 3 minor has completed a four year secondary course of instruction, shall attend  
 4 part-time or continuation school or class, when and where such school or class  
 5 has been established and is maintained for the instruction of minors of such  
 6 minor age, in the city or district in which such minor resides or may be em-  
 7 ployed after such school or class has been established therein. Such attend-  
 8 ance shall be for not less than eight hours per week for at least thirty-six weeks  
 9 each year. The attendance upon a part-time or continuation school or class  
 10 shall be between the hours of eight o'clock in the forenoon and five o'clock in  
 11 the afternoon on regular business days except Saturday afternoons. The time  
 12 spent in a part-time or continuation school or class by a minor shall be reck-  
 13 oned as a part of the time or number of hours said minor is permitted by law to  
 14 work. A minor employed, or kept at home, in the service or assistance of any  
 15 parent, guardian or person having the control or custody of such minor shall be  
 16 considered as a minor lawfully and regularly employed in some occupation or  
 17 service.





- 1 Introduced by Mr. Sawyer, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Farm Drainage.

## A BILL

For an Act to provide for the refunding of moneys levied and collected under and by virtue of "An Act to provide for drainage, for agricultural and sanitary purposes and to repeal certain Acts therein named, approved June 27, 1885, in force July 1, 1885.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That all taxes or assessments that may  
3 have been levied and collected under and by virtue of an Act entitled, "An Act  
4 to provide for drainage for agricultural and sanitary purposes, and to repeal  
5 certain Acts therein named. Approved June 27, 1885, in force July 1, 1885, that  
6 have not been expended as provided therein, or in case for any reason the Drain-  
7 age Commissioners may abandon said proposed work, or where the contract has  
8 not been let by the Commissioners and the Commissioners have determined not  
9 to let a contract for the proposed work, and where said taxes or assessments so  
10 collected yet remain in the hands of the County Collectors, Drainage Commis-  
11 sioners, Town Collectors or other officers, who have collected the same by virtue

12 of said Act, may refund so much of the several amounts yet unexpended, pursu-  
13 ant to the terms of said Act, to the respective parties from whom the same may  
14 have been collected.

Sec. 2. That upon the refusal of any such officers to refund moneys re-  
2 maining in their hands, as required by Section 1 of this Act, the parties entitled  
3 to the same may recover the amount remaining in the hands of such officers or  
4 either of them by an action of debt or assumpsit.

Section 3. WHEREAS, An emergency exists and this Act shall take effect  
2 from and after its passage.



- 1 Introduced by Mr. Shearer, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to add Section 9a to the "Motor Vehicle Law," approved June 30, 1919,  
in force January 1, 1920.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
*represented in the General Assembly:* Section 9a is added to the "Motor Ve-  
hicle Law," approved June 30, 1919, in force January 1, 1920, this section to  
read as follows:

Sec. 9a. *Carriers in rural mail delivery service are not required to pay*  
*the fees provided for in Sections 8 and 9 of this Act, on motor vehicles used*  
*by such carriers in rural mail delivery service and not otherwise. Such car-*  
*riers shall, however, apply for registration of each motor vehicle so used as*  
*required in Section 8 of this Act, and shall pay a registration fee of one dollar*  
*(\$1.00) for each such vehicle. Upon the filing of such application and the pay-*  
*ment of the registration fee the Secretary of State shall issue to such carrier a*  
*certificate of registration as provided in Section 8 of this Act, and shall supply*  
*and deliver to the address of such carrier, charges prepaid, a front and rear*  
*license plate, marked "U. S. MAIL."*







- 1 Introduced by Mr. Smejkal, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to make an appropriation to the State Treasurer to provide funds necessary to carry on the business of the State to July 1, 1921.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That the sum of eighty thousand five hundred dollars (\$80,500.00) be and the same is hereby appropriated to the State Treasurer to provide funds necessary to carry on the business of the State to July 1, 1921, and for the other purposes herein named:

|    |  |             |
|----|--|-------------|
| 6  | For salaries and wages, including expert service, investigators, |             |
| 7  | clerks and expenses in investigating and collecting inheritance  |             |
| 8  | tax .....  | \$25,000.00 |
| 9  | For fees, clerk hire and expenses in handling collateral .....   | 8,000.00    |
| 10 | For the following positions:                                     |             |
| 11 | One chief voucher clerk.....                                     | 1,500.00    |
| 12 | One assistant voucher clerk.....                                 | 1,250.00    |
| 13 | One securities clerk.....  | 1,500.00    |
| 14 | One assistant securities clerk.....                              | 1,250.00    |

|    |  |           |
|----|--|-----------|
| 15 | One private secretary.....                                     | 1,000.00  |
| 16 | Three clerks and stenographers.....                            | 2,250.00  |
| 17 | Extra clerk hire.....  | 500.00    |
| 18 | Three guards .....   | 2,250.00  |
| 19 | For general office expense, including premium on bond of State |           |
| 20 | Treasurer from January 10, 1921, to January 9, 1923, inclu-    |           |
| 21 | sive, and premium on employees' bonds and insurance on         |           |
| 22 | money and collaterals .....                                    | 25,000.00 |
| 23 | For equipment, including safes for the safekeeping of money    |           |
| 24 | and securities.....  | 10,000.00 |
| 25 | For traveling expenses.....                                    | 1,000.00  |

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed,  
 2 upon the presentation of proper vouchers, to draw his warrants for the amounts  
 3 above appropriated, or so much thereof as may be necessary, and the State  
 4 Treasurer is hereby authorized and directed to pay the same out of any moneys  
 5 in the treasury not otherwise appropriated.

Sec. 3. Whereas, the moneys hereby appropriated are immediately re-  
 2 quired, therefore, an emergency exists, and this Act shall take effect and be in  
 3 full force from and after its passage.

- 1 Introduced by Mr. Smejkal, February 2, 1921.
- 2 Read a first time, ordered printed and to a second reading without reference.

A BILL

For an Act to amend Section 2 of Article VII of an Act entitled, “An Act to provide for the incorporation of cities and villages,” approved April 10, 1872, in force July 1, 1872, as subsequently amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That Section 2 of Article VII of an Act entitled, “An Act to provide for the incorporation of cities and villages,” approved April 10, 1872, in force July 1, 1872, as subsequently amended, be and the same is hereby further amended to read as follows:

Sec. 2. The city council of cities, and board of trustees in villages, shall, within the first quarter of each fiscal year, pass an ordinance, to be termed the annual appropriation bill, in which such corporate authorities may appropriate such sum or sums of money as may be deemed necessary to defray all necessary expenses and liabilities of such corporation, and in such ordinance shall specify the objects and purposes for which such appropriations are made, and the amount appropriated for each object or purpose. Such ordi-

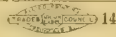
8 nance, in cities and villages having a population of one hundred thousand or  
9 more, may be amended at the next regular meeting of the city council or board  
10 of trustees, as the case may be, occurring not less than five days after the  
11 passage thereof, in like manner as other ordinances. No further appropria-  
12 tions shall be made at any other time within such fiscal year, unless the prop-  
13 osition to make each such appropriation has been first sanctioned by a major-  
14 ity of the legal voters of such city or village, either by a petition signed by  
15 them, or at a general or special election duly called therefor: *Provided, how-*  
16 *ever,* that in cities and villages having a population of one hundred thousand  
17 or more, the city council or board of trustees, as the case may be, may, at  
18 any time within the first half of the fiscal year, by a two-thirds vote of all the  
19 members of such body, pass additional or supplemental appropriation ordi-  
20 nances making appropriations from any receipts derived from any other source  
21 than the annual taxes levied in accordance with the provisions of Section 1  
22 of Article VIII of this Act: *And, provided, further,* that in the year 1921, in  
23 cities and villages having a population of one hundred thousand or more, the  
24 city council or board of trustees, as the case may be, may, at any time within  
25 the first half of the fiscal year, pass its annual appropriation bill, or it may,  
26 at any time within the first half of the fiscal year after the passage of the  
27 annual appropriation bill, pass additional or supplemental appropriation ordi-  
28 nances adding appropriations to the annual appropriation bill by making ap-  
29 propriations which may relate back to the commencement of said fiscal year,  
30 thereby amending the said annual appropriation bill, and such city council or  
31 board of trustees, as the case may be, may in the year 1921, at any time dur-  
32 ing the first half of the fiscal year, authorize the issuance of certificates of  
33 indebtedness to be redeemed by warrants issued in anticipation of the taxes  
34 levied for the year 1921 when the same can be lawfully issued, such certifi-  
35 cates of indebtedness to be in all respects of equal binding force as such tax  
36 anticipation warrants except that the aggregate amount for which they may  
37 be issued shall not exceed one-half of the aggregate amount of the appro-



38 priations *for general corporate purposes* for the year 1920, and they shall be  
39 redeemable as aforesaid, but in case they are not so redeemed they shall con-  
40 stitute a lien against and be payable out of the proceeds of said tax levy.

Sec. 3. Whereas, an emergency exists, this Act shall take effect and be in  
2 force from and after its passage.





- 1 Reported from House February 19, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend Section 2 of Article VII of an Act entitled, "An Act to provide for the incorporation of cities and villages," approved April 10, 1872, in force July 1, 1872, as subsequently amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That Section 2 of Article VII of an Act entitled, "An Act to provide for the incorporation of cities and villages," approved April 10, 1872, in force July 1, 1872, as subsequently amended, be and the same is hereby further amended to read as follows:

Sec. 2. The city council of cities, and board of trustees in villages, shall, within the first quarter of each fiscal year, pass an ordinance, to be termed the annual appropriation bill, in which such corporate authorities may appropriate such sum or sums of money as may be deemed necessary to defray all necessary expenses and liabilities of such corporation, and in such ordinance shall specify the objects and purposes for which such appropriations are made, and the amount appropriated for each object or purpose. Such ordi-

8 nance, in cities and villages having a population of one hundred thousand or  
9 more, may be amended at the next regular meeting of the city council or board  
10 of trustees, as the case may be, occurring not less than five days after the  
11 passage thereof, in like manner as other ordinances. No further appropria-  
12 tions shall be made at any other time within such fiscal year, unless the prop-  
13 osition to make each such appropriation has been first sanctioned by a major-  
14 ity of the legal voters of such city or village, either by a petition signed by  
15 them, or at a general or special election duly called therefor: *Provided, how-*  
16 *ever,* that in cities and villages having a population of one hundred thousand  
17 or more, the city council or board of trustees, as the case may be, may, at  
18 any time within the first half of the fiscal year, by a two-thirds vote of all the  
19 members of such body, pass additional or supplemental appropriation ordi-  
20 nances making appropriations from any receipts derived from any other source  
21 than the annual taxes levied in accordance with the provisions of Section 1  
22 of Article VIII of this Act: *And, provided, further,* that in the year 1921, in  
23 cities and villages having a population of one hundred thousand or more, the  
24 city council or board of trustees, as the case may be, may, at any time within  
25 the first half of the fiscal year, pass its annual appropriation bill, or it may,  
26 at any time within the first half of the fiscal year after the passage of the  
27 annual appropriation bill, pass additional or supplemental appropriation ordi-  
28 nances adding appropriations to the annual appropriation bill by making ap-  
29 propriations which may relate back to the commencement of said fiscal year,  
30 thereby amending the said annual appropriation bill, and such city council or  
31 board of trustees, as the case may be, may in the year 1921, at any time dur-  
32 ing the first half of the fiscal year, authorize the issuance of certificates of  
33 indebtedness to be redeemed by warrants issued in anticipation of the taxes  
34 levied for the year 1921 when the same can be lawfully issued, such certifi-  
35 cates of indebtedness to be in all respects of equal binding force as such tax  
36 anticipation warrants except that the aggregate amount for which they may  
37 be issued shall not exceed one-half of the aggregate amount of the appro-



38 priations *for general corporate purposes* for the year 1920, and they shall be  
39 redeemable as aforesaid, but in case they are not so redeemed they shall con-  
40 stitute a lien against and be payable out of the proceeds of said tax levy.

Sec. 3. Whereas, an emergency exists, this Act shall take effect and be in  
2 force from and after its passage.





- 1 Introduced by Mr. Stubbles, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to pension indigent soldiers and sailors of the Civil War, and their widows.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* There shall be paid a pension of ten dollars per month to each honorably discharged person who served in the military or naval forces of the United States in the Civil War, who is a resident of the State of Illinois, is not in a soldiers' or sailors' home and who is in needy circumstances.

A like pension shall be paid to each unmarried widow of such honorably discharged soldier or sailor who is a resident of this State and who is in needy circumstances.

Sec. 2. Any person who has an income of less than \$1,000 annually, from all sources, is in needy circumstances within the meaning of this Act.

Sec. 3. Each applicant for a pension under this act shall make application in writing and under oath to the county judge of the county of his residence.

3 The application shall state the name, age and residence of the applicant, his  
4 occupation, the dates between which he served in the army or navy, his rank,  
5 with what company and regiment or organization he served, or where he  
6 served in the navy, that he was honorably discharged giving the date and what  
7 property, effects or income he possesses.

8 And in case the applicant is a widow, the application shall also state that  
9 she was married to the soldier or sailor giving date of marriage, that such  
10 soldier or sailor is deceased, giving date of death, and that she is not married.

Sec. 3. In all cases the applicant shall furnish the testimony of at least  
2 two witnesses who shall testify to the truth of the statements made in the appli-  
3 cation. But if an applicant for a pension cannot secure the testimony of two  
4 witnesses, then he may furnish such documents or evidence as may establish  
5 the facts set out in the application.

6 These proofs shall be made before the county judge of the county of resi-  
7 dence of the applicant.

Sec. 4. The county judge shall certify to the trustworthy character of the  
2 witnesses and to the citizenship of the applicant, who must have been a resident  
3 of the county in which application is made for a period of six months next  
4 before the date of said application. The county judge shall forward all appli-  
5 cations, proofs and affidavits with his certificate to the commissioner of  
6 pensions.

Sec. 5. The Adjutant General shall be *ex-officio* commissioner of pensions.  
2 It shall be the duty of the Adjutant General, as commissioner of pensions, to  
3 examine and pass upon all pension claims, to keep a correct record of all  
4 approved claims, and to furnish the county judges with suitable blanks for the  
5 use of claimants.

Sec. 6. The pensions, herein authorized, shall be payable quarter yearly on  
2 the first day of January, April, July and October and all such pensions shall



3 begin on the first day of April or October after the filing and establishment of  
4 applications.

Sec. 7. Within fifteen days immediately preceding the first day of Janu-  
2 ary, April, July and October in each year the commissioner of pensions shall  
3 prepare an affidavit for each person whose claim for a pension has been estab-  
4 lished and transmit the same by mail, directed to the address of the pensioner  
5 named in such affidavit, who on or after the first of the quarter shall execute  
6 the same under oath before any one authorized to administer oaths. Each of  
7 these affidavit shall state the county of residence and the post office address of  
8 the pensioner and that he is the identical person to whom a pension has been  
9 granted, and that the conditions which existed at the time of making applica-  
10 tion and on which the pension was originally granted still exist. The affidavit  
11 of each petitioner shall be supported by the affidavit of some other credible  
12 person to the same facts, which affidavit may be made before any one author-  
13 ized to administer oaths.

14 The affidavit of the pensioner, with the affidavit supporting it, shall be filed  
15 with the commissioner of pensions, and if approved by him, he shall so certify  
16 to the Auditor of Public Accounts, who shall draw his warrant for the amount  
17 of such pension on the State Treasurer; and upon presentation, the State Treas-  
18 urer shall pay the same out of any money in the treasury not otherwise  
19 appropriated.

Sec. 8. The commissioner of pensions shall, on the first day of October of  
2 each year, make a written report to the Governor showing the whole number  
3 of pensioners, the number of claims allowed for the past year and the amount  
4 paid, with such other information pertaining to his office as the Governor may  
5 request.

Sec. 9. All records, books, claims or other records connected with the office  
2 of the commissioner of pensions shall be kept under the charge and direction

3 of the Governor and all rulings made by the commissioner shall be subject to  
4 change and revision by the Governor.

Sec. 10. The commissioner of pensions, when it comes to his knowledge that  
2 any person has been granted a pension through fraud or perjury, shall strike  
3 the name of such person from the pension roll.

Sec. 11. The commissioner of pensions shall, on the application of a grand  
2 jury, forward to the circuit clerk of the county in which such grand jury is con-  
3 vened, copies of any and all original papers on file in his office connected with  
4 any application for pension, which the grand jury may desire to investigate.  
5 Such copies, with their correctness attested by the commissioner of pensions,  
6 shall have the same force and value in law that the original papers have.

Sec. 12. No person shall receive a fee of more than five dollars to secure  
2 a pension for another, and any contract for a larger sum shall be unlawful.

Sec. 13. The total fee of the county court for hearing an application for a  
2 pension shall be two dollars, to be paid by the applicant before the hearing of  
3 the application. All fees so received shall be reported as other fees of office  
4 and be controlled by the law regulating fees of the county court.

#### MEMORANDUM.

It is estimated by the Adjutant General that there are approximately  
2 15,000 civil war veterans in the State of Illinois. Of these 2,500 are in soldiers  
3 and sailors homes.

4 This bill carries no appropriation.



- 1 Introduced by Mr. Stubbles, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judicial Department  
and Practice.

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## A BILL

For an Act to amend Sections 37 and 39 of “An Act to revise the law in relation to idiots, lunatics, drunkards and spendthrifts,” approved March 26, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 37 and 39 of “An Act to revise  
3 the law in relation to idiots, lunatics, drunkards and spendthrifts,” approved  
4 March 26, 1874, in force July 1, 1874, as amended, are amended to read as follows:

Sec. 37. When any person, for whom a conservator has been or may be  
2 appointed under the provisions of this Act, shall be restored to his reason, or in  
3 case such drunkard or spendthrift shall have become so reformed as to be a  
4 proper and safe person to have the care and management of his estate, such per-  
5 son may apply *in writing by himself or by attorney*, to the county court of the  
6 county in which such conservator was appointed *or where the applicant may*  
7 *reside or where the corpus of the estate or a major portion thereof is located,*

8 to have said conservator removed, and the care and management of his prop-  
9 erty, or so much thereof as shall remain, restored to him.

Sec. 39. *The court, upon proof that said conservator has been duly notified*  
2 *of such application, shall set a day for a hearing upon said application, which*  
3 *day shall not be later than the tenth day after the date when such application*  
4 *was presented, and shall cause a jury to be summoned to try the question*  
5 *whether said applicant is a fit person to have the care, custody and control of his*  
6 *property. If the said jury return in their verdict that such person is a fit person*  
7 *to have the control of such property as aforesaid, the court shall enter an order*  
8 *removing said conservator and fully restoring said applicant to all the rights and*  
9 *privileges enjoyed before said conservator was appointed. And the court shall,*  
10 *whether such application is granted or not, order the conservator to pay out of*  
11 *the estate of his ward such sums of money as may be required to defray all nec-*  
12 *essary expenses incurred by said applicant in his suit, including all physician's*  
13 *and attorney's fees. Any conservator, so removed, shall be allowed a reason-*  
14 *able time to settle his accounts as such, and to pass over the money or property*  
15 *in his hands, and such removal shall not invalidate any contracts made in good*  
16 *faith by such conservator, while acting as such. However, no application shall*  
17 *be entertained for the removal of any conservator appointed for any person*  
18 *under the provisions of this Act, within less than one year from such appoint-*  
19 *ment, unless for neglect of duty or mismanagement of his trust.*





- 1 Introduced by Mr. Stubbles, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 2 of "An Act for the relief of the blind," approved May 11, 1903, in force July 1, 1903, as amended.

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SECTION 1. *Be it enacted by the People of The State of Illinois,*  
2 *represented in the General Assembly:* Section 2 of "An Act for the relief of the  
3 blind," approved May 11, 1903, in force July 1, 1903, as amended, is amended  
4 to read as follows:

Sec. 2. All male persons over the age of twenty-one years, and all female  
2 persons over the age of eighteen years, who are declared to be blind in the man-  
3 ner hereinafter set forth, and who come within the provisions of this Act, shall  
4 receive as a benefit *three hundred dollars (\$300.00)* per annum, payable quar-  
5 terly, upon warrants properly drawn upon the treasurer of the county of which  
6 such person or persons are residents.





- 1 Introduced by Mr. Weinshenker, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 2 of Division XIII of "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 2 of Division XIII of "An Act  
3 to revise the law in relation to criminal jurisprudence," approved March 27,  
4 1874, in force July 1, 1874, as amended, is amended to read as follows:

Sec. 2. Every person charged with crime shall be allowed counsel, and  
2 when he shall state upon oath that he is unable to procure counsel the court  
3 shall assign him competent counsel who shall conduct his defense. In all cases  
4 counsel shall have access to persons confined and shall have the right to see  
5 and consult such persons in private.

6 *If the defendant appears for arraignment without counsel, he must be*  
7 *asked if he desires the aid of counsel, and if he does and is unable to employ*  
8 *any, the court must assign counsel. An attorney appointed by the court to de-*

9 fend a person indicted for homicide, or any offense the punishment of which  
10 may be life imprisonment shall receive from the county treasury, upon the  
11 certificate of the justice presiding at the trial, a fee of not to exceed fifty  
12 dollars (\$50.00) per day for the time actually occupied in court in the trial  
13 of defendant. If the prosecution be for any other felony, he shall receive the  
14 sum of fifty dollars (\$50.00) in full for services. For all cases punishable by  
15 fine and imprisonment or imprisonment without fine, he shall receive ten dol-  
16 lars (\$10.00) in full for services. To be entitled to such compensation, the  
17 attorney must file with the court his affidavit that he has not directly or indi-  
18 rectly received or entered into a contract to receive any compensation for such  
19 services from any source, but no allowance shall be made unless an affidavit  
20 is filed with the clerk of the court by or on behalf of the defendant, showing  
21 that he is wholly destitute of means.





- 1 Introduced by Mr. Weinshenker, February 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judicial Department and Practice.

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## A BILL

For an Act to amend an Act entitled, "An Act in relation to practice and procedure in courts of record," approved June 3, 1907, in force July 1, 1907, as amended, by adding thereto a section to be known as Section 100a.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* An Act entitled, "An Act in relation to  
3 Practice and Procedure in courts of record," approved June 3, 1907, in force  
4 July 1, 1907, as amended, is amended by adding thereto a section to be known  
5 as Section 100 a to read as follows:

Sec. 100a. *In the preparation of an authenticated copy of the record of*  
2 *any judgment, order or decree of a trial court, to be filed in the Supreme Court*  
3 *or any Appellate Court, the clerk of such trial court shall incorporate therein (1)*  
4 *the original bill of exceptions, or, (2) if a chancery case, the original depositions,*  
5 *master's report and certificate of evidence, if any, including original exhibits*  
6 *when such original exhibits have not been withdrawn by order of the court. Cop-*  
7 *ies of all other documents, papers, or files necessary to make up the transcript*  
8 *of the record shall be incorporated therein by the clerk.*





- 1 Introduced by Mr. Baldwin, February 3, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to regulate the practice of dental hygiene.

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SECTION 1. *Be it enacted by the People of The State of Illinois,*  
2 *represented in the General Assembly:* That it shall be unlawful for any per-  
3 son to practice or attempt to practice dental hygiene without a certificate of  
4 registration as a registered dental hygienist, issued by the Department of Reg-  
5 istration and Education after an examination conducted by persons desig-  
6 nated from time to time by the Director of said Department.

Sec. 2. The definition of the words "dental hygiene" shall, for the pur-  
2 poses of this Act, be held to be the removal of deposits, accretions and stains  
3 from the exposed surfaces of human teeth. The words "dental hygienist"  
4 shall be held to be a person who holds a certificate of registration issued by  
5 the Department of Registration and Education to practice dental hygiene.

Sec. 3. The Department of Registration and Education shall have power,  
2 and it shall be its duty to adopt reasonable and uniform rules and regulations  
3 providing for a standard of maintenance, instruction in dental hygiene and

4 training to be observed by all colleges of dental surgery and colleges or schools  
5 of dental hygiene which are to be deemed approved and in good standing, and  
6 to determine the approval and good standing of such colleges or schools for  
7 dental hygiene by reference to their compliance with such rules and regulations.

8 It shall also adopt such other reasonable rules and regulations as may  
9 be necessary to carry into effect the provisions of this Act.

Sec. 4. A person is qualified to receive a certificate of registration as a  
2 registered dental hygienist:

- 3 (a) Who is at least twenty-one years of age;
- 4 (b) Who is of good moral character;
- 5 (c) Who is free from contagious disease;
- 6 (d) Who has completed a course of study of at least one college year of  
7 thirty-two weeks in a college of dental surgery or a college or school of den-  
8 tal hygiene approved by the Department of Registration and Education, and  
9 which requires as a prerequisite to matriculation proofs of graduation from  
10 an approved high school, or the equivalent thereof as determined by an exam-  
11 ination conducted by the Department of Registration and Education; and
- 12 (e) Who has passed an examination conducted by the Department of  
13 Registration and Education to determine his or her fitness to receive a cer-  
14 tificate of registration as a registered dental hygienist.

Sec. 5. Every person who desires to obtain a certificate of registration  
2 shall apply to the Department of Registration and Education, in writing,  
3 upon blanks prepared and furnished by the Department. Each application  
4 shall contain proof of the particular qualifications required of the applicant.  
5 shall be verified by the applicant under oath, and shall be accompanied by the  
6 required fee.

Sec. 6. The Department of Registration and Education shall hold exam-  
2 inations of applicants for certificates of registration as registered dental  
3 hygienists at such times and places as it may determine.



4       The examination of applicants for certificates of registration as regis-  
5       tered dental hygienists may include both practical demonstration and written  
6       and oral tests, and shall embrace the dental hygiene subjects usually taught  
7       in colleges of dental surgery and colleges or schools of dental hygiene, approved  
8       by the Department of Registration and Education.

      Sec. 7. Whenever the provisions of this Act have been complied with, the  
2       Department of Registration and Education shall issue a certificate of regis-  
3       tration as a registered dental hygienist.

      Sec. 8. A registered dental hygienist may practice dental hygiene only in  
2       the office of a licensed or registered dentist, public school, State, county or  
3       municipal institution, and public or private hospitals or sanitariums, under  
4       general direction and supervision of a licensed or registered dentist.

      Sec. 9. Every registered dental hygienist who continues in active prac-  
2       tice shall, annually, on or before the first day of January, renew his or her  
3       certificate of registration and pay the required annual renewal fee. Every  
4       certificate of registration which has not been renewed during the month of  
5       January in any year shall expire on the first day of February in that year.  
6       A registered dental hygienist whose certificate of registration has expired may  
7       renew his or her certificate of registration only upon payment of the required  
8       restoration fee.

9       Any registered dental hygienist who retires from the practice of dental  
10      hygiene for not more than five years may renew his or her certificate of reg-  
11      istration upon the payment of all lapsed annual renewal fees.

      Sec. 10. Upon the payment of the required fee, an applicant who is a  
2       dental hygienist registered or licensed under the laws of another state or terri-  
3       tory of the United States, or a foreign country or province, may, without ex-  
4       amination, be granted a certificate of registration as a registered dental  
5       hygienist by the Department of Registration and Education, in its discretion,  
6       upon the following conditions:

7 (a) That the applicant is at least twenty-one years of age and of good  
8 moral character; and

9 (b) That the requirements for the registration or licensing of dental  
10 hygienists in the particular state, territory, country or province were, at the  
11 date of the license or registration, substantially equal to the requirements then  
12 in force in this State.

Sec. 11. The fee to be paid by an applicant for an examination to deter-  
2 mine his or her fitness to receive a certificate of registration as a registered  
3 dental hygienist is ten (\$10.00) dollars.

4 The fee to be paid by an applicant for a certificate of registration as a  
5 registered dental hygienist is two (\$2.00) dollars.

6 The fee to be paid for the annual renewal of a certificate of registration  
7 as a dental hygienist is one (\$1.00) dollar.

8 The fee to be paid for the restoration of an expired certificate of regis-  
9 tration as a registered dental hygienist is two (\$2.00) dollars.

10 The fee to be paid by an applicant for an examination to determine the  
11 equivalent of graduation from an approved high school is two (\$2.00) dollars.

12 The fee to be paid by an applicant for a certificate of registration who  
13 is a dental hygienist registered or licensed under the laws of another state  
14 or territory of the United States, or of a foreign country or province, is  
15 twelve (\$12.00) dollars.

Sec. 12. The Department of Registration and Education may either re-  
2 fuse to issue or may refuse to renew, or may suspend, or may revoke, any cer-  
3 tificate of registration for any, or any combination, of the following causes:

4 (a) The obtaining of, or an attempt to obtain, a certificate of registra-  
5 tion, or practice in the profession, or money, or any other thing of value, by  
6 fraudulent representation;

7 (b) Gross negligence in the practice of dental hygiene;

8 (c) Continued practice by a person knowingly having an infectious,  
9 communicable, or contagious disease;

10 (d) Habitual addiction to the use of morphine, cocaine or other habit-  
11 forming drugs;

12 (e) The wilful violation of, or the wilful procuring of, or knowingly assist-  
13 ing in the violation of any act which is now or which hereafter may be in  
14 force in this State relating to the use of habit-forming drugs.

15 The Department of Registration and Education may neither refuse to  
16 issue, nor refuse to renew, nor suspend, nor revoke any certificate of registra-  
17 tion, however, for any of these causes, unless the person accused has been  
18 given at least twenty days' notice, in writing, of the charge against him or  
19 her, and a public hearing by the Department of Registration and Education.

20 Upon the hearing of any such proceeding, the Director of Registration  
21 and Education, the Assistant Director of Registration and Education, or the  
22 Superintendent of Registration, may administer oaths, and the Department of  
23 Registration and Education may procure by its subpoena, the attendance of  
24 witnesses and the production of relevant books and papers.

Sec. 13. Each of the following acts constitutes a misdemeanor, punish-  
2 able upon conviction by a fine of not less than twenty-five (\$25.00) dollars,  
3 nor more than two hundred (\$200.00) dollars:

4 (a) The practice of dental hygiene, or an attempt to practice dental  
5 hygiene, as a registered dental hygienist, without a certificate of registration  
6 as a dental hygienist;

7 (b) The obtaining of, or an attempt to obtain, a certificate of registra-  
8 tion, or practice in the profession, or money, or any other thing of value, by  
9 fraudulent representation;

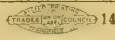
10 (c) The making of any wilfully false oath or affirmation as required by  
11 this Act.

12 All fines and penalties shall inure to the Department of Registration and  
13 Education.

Sec. 14. The Department of Registration and Education shall keep a  
2 record which shall be open to public inspection at all reasonable times, of its  
3 proceedings relating to the issuance, refusal, renewal, suspension and revoca-  
4 tion of certificates of registration. This record shall also contain the name,  
5 known place of business and residence, and the date and number of the certifi-  
6 cate of registration of every registered dental hygienist in the State.

Sec. 15. This Act may be known and cited as the "Illinois Dental Hy-  
2 giene Act."





- 1 Introduced by Mr. Rew, February 3, 1921.
- 2 Read by title, ordered printed and referred to Committee on Efficiency and  
Emergency.

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## A BILL

An Act to provide a uniform system of books of account, forms, records, reports and indices to be kept and maintained by public officers of the State and of the counties thereof, and of all courts of record within the State, and to provide for the periodical inspection and auditing of such offices and of the records, books of account and records thereof.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That there shall be formulated by and  
3 under the direction of the Auditor of Public Accounts of the State a system of  
4 books of account, forms, reports, records and indices for the use in the offices of  
5 the several officers of each and every county of the State, and for all the courts  
6 of record and the officers thereof within the State, which system of books of ac-  
7 count, forms, reports, records and indices shall be uniform for all counties of  
8 the same class, which said uniform system of books of account, forms, reports,  
9 records and indices, when so formulated, promulgated and proclaimed by the  
10 Auditor of Public Accounts, under the provisions of this Act, shall become the

11 lawful and legal system of books of account, forms, reports, records and indices,  
12 for all such offices and officers, and which said system of books of account, forms,  
13 reports, records and indices, and no other, for the purposes of this Act, shall be  
14 used by any or either of said offices, officers or Courts of Record.

Sec. 2. That the said Auditor of Public Accounts shall, as soon after the  
2 passage of this Act as may be consistent with care and business judgment, ap-  
3 point a commission consisting of three men of experience in that particular line  
4 of duty to investigate and formulate for the approval of the said Auditor of  
5 Public Accounts, such a uniform system of books of account, forms, reports, re-  
6 cords and indices and which said uniform system of books of account, forms re-  
7 ports, records and indices, when so formulated and approved by the Auditor of  
8 Public Accounts, shall be, by him, promulgated and proclaimed to be the system  
9 of books of account, forms, reports, records and indices to be used by the officers  
10 of each and every county of the same class, and by all courts of record and the  
11 officers thereof; *Provided*, Nothing in this Act shall be construed as giving the  
12 said Auditor of Public Accounts authority to in any way change or alter the  
13 wording, style or form of any book of account, form, report, record or index as  
14 contained in any present existing statute.

15 And, *Provided, further*, that nothing in this Act shall be construed to relieve  
16 any county officer from making to the county Board of his county or the Board  
17 of county commissioners any proper report required by said county Board or  
18 Board of county commissioners, in pursuance of law.

Sec. 3. That the commission to be appointed as provided in section two of  
2 this Act, shall be selected from the employees of the office of the Auditor of  
3 Public Accounts, and shall be paid from any moneys now or hereafter appropri-  
4 ated for the payment of the fees and expenses of the office of the Auditor of Pub-  
5 lic Accounts, in addition to their regular salary as theretofore fixed, their actual  
6 and necessary traveling expenses incident to the proper investigation and form-  
7 ulation of the said uniform system of books of account, forms, reports, records  
8 and indices.

Sec. 4. That the said commission so appointed by the Auditor of Public  
2 Accounts under authority of this Act, shall at once proceed to the proper inves-  
3 tigation of the necessary forms, needs and requirements of such uniform system  
4 of books of account, forms, reports, records and indices, and for that purpose  
5 shall have full and free access to all books of account, forms, reports, records  
6 and indices of each and every county of the State, and of all courts of record  
7 and the officers thereof.

Sec. 5. That it shall be the duty of each and every county officers and offi-  
2 cer of a court of record of the State to immediately after the promulgation by  
3 the Auditor of Public Accounts, by due notice to such county officer or officer of  
4 a court of record of such promulgation and the forms thereby designated, install  
5 the said system of books of account, forms, reports, records and indices: *Pro-*  
6 *vided*, That upon written authority from the Auditor of Public Accounts, such  
7 county officer, or officer of a court of record, may continue to use such existing  
8 books of account, records or index, (but not of reports), as may then be provided  
9 for such office, but no more.

Sec. 6. That said uniform system of books of account, forms, reports, rec-  
2 ords and indices, may be altered, changed or amended, from time to time, by the  
3 said Auditor of Public Accounts; and when so altered, changed or amended,  
4 shall be made to be uniform throughout the counties of the same class and shall  
5 be used by such county officers or officer of a court of record, in lieu of the books  
6 of account, forms, reports, records and indices then in use.

Sec. 7. That upon the promulgation of such uniform system of books of  
2 account, forms, reports, records and indices, and due notice thereof to the several  
3 county officers of the several counties of the State and to the courts of record  
4 and the officers thereof, the Auditor of Public Accounts shall, by duly appointed  
5 and qualified assistant or assistants hereinafter designated inspecting account-  
6 ants, as often as shall be deemed necessary and proper and at least once within  
7 each calendar year, cause to be inspected each and every county office or court of



8 record and all books of account, forms, reports, records and indices thereof and  
9 to audit such books of account or report, as may be required to be kept or made  
10 by such officer, and to make a detailed report of such inspection and audit, spe-  
11 cifically setting forth the period of time covered thereby, the conditions in which  
12 the said office and the books of account, reports, records and indices thereof are  
13 kept, and the state of the finances of such office, one copy of which said report of  
14 the said Auditor, by his assistant, shall be lodged with such county officer or  
15 officer of a court of record, one with the clerk of the County Board, or Board of  
16 County Commissioners, and one with the Auditor of Public Accounts.

17 Each and every report made by an inspecting accountant and by him lodged  
18 with the Clerk of the County Board or of the Board of County Commissioners,  
19 shall remain on file with such Clerk, in safe custody, for public inspection, but in  
20 no case shall the same be removed by any one from the office of such Clerk. When  
21 any such report shall have been on file for the period of ninety days, without ob-  
22 jections or exceptions thereto having been filed with the said Clerk the same  
23 shall then be deemed *prima facie* evidence of the correctness thereof and of the  
24 true state of facts existing in such office at the date of such report, in any crimi-  
25 nal or civil court of record. In case the inspection, audit and report made by  
26 the inspecting accountant shall disclose any deficit or misappropriation or mis-  
27 use of any public funds, or of any funds coming into the possession of such offi-  
28 cer in his official capacity, or wilful failure on the part of such officer to keep and  
29 maintain a proper system of books of account, forms, reports, records or indi-  
30 ces, such inspecting accountant shall, in writing, report the same to the prosecut-  
31 ing attorney of such county, unless such officer be the prosecuting attorney, then  
32 and in that event to the Judge of the Circuit Court of such county.

Sec. 8. That the Auditor of Public Accounts shall appoint such suitable  
2 person or persons of experience, as assistants and to be designated *inspecting*  
3 *accountants*, to make such inspections and audits as in this act provided, who  
4 shall have power and authority to inspect any and all such offices and the books



5 of account, forms, reports, records and indices thereof, and to examine any such  
6 officer or his or her deputy or deputies or assistants or employees under oath.

Sec. 9. That every such inspecting accountant appointed under this act  
2 shall receive for his services a compensation of \$. . . . . per annum, and also  
3 his actual and necessary traveling expenses, including railroad, hotel and bus  
4 fare, to be paid from the appropriations of fees and expenses of the Auditor of  
5 Public Accounts, upon the rendition of the proper verified account thereof. And  
5 every such inspecting accountant shall take and subscribe an oath, the same as  
7 that of other State Officers, and shall give bond in the penal sum of One Thou-  
8 sand Dollars, for the faithful performance of his duties.

Sec. 10. That every such person, officer or auditing accountant, except as  
2 hereinafter provided in this section, who shall violate the terms of this act, shall  
3 be deemed guilty of a misdemeanor and upon conviction thereof shall be pun-  
4 ished by fine not to exceed Three Hundred Dollars for each such offense: *Pro-*  
5 *vided*, however, that any inspecting accountant who shall willfully make a false  
6 or fictitious report of the true conditions of any such office or of the state of  
7 finances thereof, shall be deemed guilty of a misdemeanor, and upon conviction  
8 thereof shall be punished by fine not to exceed One Thousand Dollars or by  
9 imprisonment in the County Jail not to exceed one year, or by both such fine and  
10 imprisonment.





- 1 Introduced by Mr. Baldwin, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Sections 1 and 3 of an Act entitled, "An Act to revise the law in relation to the sentence and commitment of persons convicted of crime or offenses and providing for a system of parole and to repeal certain Acts and parts of Acts therein named," approved June 25, 1917, in force July 1, 1917, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Sections 1 and 3 of an Act entitled,  
3 "An Act to revise the law in relation to the sentence and commitment of per-  
4 sons convicted of crime or offenses and providing for a system of parole and  
5 to repeal certain Acts and parts of Acts therein named," approved June 25,  
6 1917, in force July 1, 1917, as amended, be and the same are hereby further  
7 amended to read as follows:

Sec. 1. That in all cases *where* any person, male or female, over ten  
2 years of age, shall be charged with *any one* of the offenses of misprision of  
3 treason, murder, rape, kidnaping, *robbery while armed with a pistol, revolver*

4 *or other firearm, or robbery with any confederate present so armed with a*  
 5 *pistol, revolver or other firearm to aid or abet him,* and the case shall be tried  
 6 by a jury and the jury shall find the defendant guilty, the jury shall also by  
 7 its verdict fix the punishment, and if the punishment imposed is imprison-  
 8 ment, the jury shall fix the term of such imprisonment; if the case is tried  
 9 by the court, without a jury on a plea of guilty, and the court shall impose  
 10 imprisonment as the punishment, the court shall fix a definite term of impris-  
 11 onment, and the court in each case, shall fix the place of confinement. In every  
 12 such case of imprisonment, the court shall sentence the defendant to the  
 13 penitentiary, except as is provided in clauses one to four, inclusive, in section  
 14 three of this Act, and in such cases the court may, in its discretion, commit as  
 15 in those clauses provided. Every person so sentenced shall be held in the  
 16 respective institution, reformatory or penitentiary for and during the definite  
 17 term in said sentence named, subject to transfer, subject to parole and subject  
 18 to be earlier discharged, as is in this Act provided, by the Department of  
 19 Public Welfare, and it shall be deemed and taken as a part of every such sen-  
 20 tence that all of the provisions for transfer, parole and discharge in this Act  
 21 contained shall be a part of said sentence as fully as though written in it.

22 Every person sentenced and committed under this section "one" shall, in  
 23 the discretion of the Department of Public Welfare, be eligible to parole under  
 24 rules and regulations adopted therefor by the Department of Public Welfare,  
 25 such paroles to be as follows: Persons sentenced for life may be eligible to  
 26 parole at the end of twenty years; persons not sentenced for life but sentenced  
 27 for a definite term of years shall not be eligible to parole until he or she shall  
 28 have served the minimum sentence provided by law for the crime of which he  
 29 or she was convicted, good time being allowed as provided by law; nor until  
 30 he or she shall have served at least one-third of the time fixed in said definite  
 31 sentence. It is expressly provided that the definite sentence provided for in  
 32 this section "one" shall be applicable only to the crimes enumerated in this  
 33 section "one," and definite sentences shall not be applicable to any other crime



34 or offense enumerated in this Act: *And, further*, that indeterminate or general  
35 sentences shall apply to all other crimes and offenses enumerated in this Act,  
36 but not to the crimes or offenses enumerated in this section "one."

Sec. 3. That except for the crimes enumerated in section "one" of this  
2 Act, every person, male or female, over ten years of age, who shall be adjudged  
3 guilty of a felony, or other crime punishable by imprisonment in the peniten-  
4 tiary, or by imprisonment either in the penitentiary or jail, and as to whom  
5 the court shall not have assessed the jail sentence, shall in all such cases, ex-  
6 cept as herein otherwise provided, in clauses one to four, inclusive, be sen-  
7 tenced to the penitentiary and the jury in its verdict in such case and the court  
8 imposing such sentence, shall not fix the limit or duration of same, but the  
9 term of such imprisonment shall not be less than the minimum term nor shall  
10 it exceed the maximum term provided by law for the crime or offense of which  
11 the person is convicted, making allowance for good time as is provided by  
12 law: *Provided*,

13 Clause 1. That every male person between the ages of sixteen and twenty-  
14 six years, except in capital cases, may, in the discretion of the court, be sen-  
15 tenced to the reformatory instead of the penitentiary.

16 Clause 2. That every male person between the ages of twenty-one and  
17 twenty-six years who has previously been sentenced to the penitentiary or re-  
18 formatory in this or any other State, district or country, may, in the discre-  
19 tion of the court, be sentenced to the penitentiary instead of the reformatory.

20 Clause 3. That every male person between the ages of ten and sixteen  
21 years adjudged guilty of any offense enumerated in this section, except capital  
22 offense, may, in the discretion of the court, be sentenced, and committed to  
23 such other institution (other than the reformatory) as is provided by law for  
24 the incarceration, punishment, discipline, training or reformation of such class  
25 of persons, instead of the penitentiary.

26        Clause 4. That every female person between the ages of ten and eighteen  
 27 years, adjudged guilty of any offense enumerated in this section, except a capi-  
 28 tal offense, may, in the discretion of the court, be sentenced and committed  
 29 to such other institution as is now provided by law, or may be provided by  
 30 law, for the incarceration, punishment, discipline, training or reformation of  
 31 such class of persons, instead of the penitentiary.

32        Clause 5. *That every person who shall be found guilty of robbery while*  
 33 *armed with a pistol, revolver, or other firearm, or while he has any confederate*  
 34 *present so armed with a pistol, revolver or other firearm to aid or abet him,*  
 35 *shall be sentenced to the penitentiary and not to the reformatory or other State*  
 36 *institution; that every person of the age of twenty-one years or more who shall*  
 37 *be found guilty of robbery while armed with a dangerous weapon, other than*  
 38 *a pistol, revolver or other firearm, or while he has any confederate present so*  
 39 *armed with a dangerous weapon other than a pistol, revolver or other firearm*  
 40 *to aid or abet him, shall be sentenced to the penitentiary and not to the re-*  
 41 *formatory or other State institution; and that every person of the age of*  
 42 *twenty-one years or more who shall be found guilty of burglary of a dwelling*  
 43 *house in the night time and who at the time of committing such burglary shall*  
 44 *be found with any deadly weapon, deadly drug, or anæsthetic upon his person*  
 45 *or in his possession shall be sentenced to the penitentiary and not to the re-*  
 46 *formatory or other State institution.*

      Sec. 2. Whereas, an emergency exists, this Act shall take effect from and  
 2 after its passage.

AMENDMENT TO

52d G. A.

HOUSE BILL No. 67

1921



1 Adopted March 22, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 67, in line 3 of Section 1, after the word "murder,"  
2 by inserting the word "manslaughter" and by inserting in the same line after  
3 the word "kidnapping" the words "robbery or"







- 1 Introduced by Mr. Baldwin, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend section 246 of Division I of an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section 246 of Division I of an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended, be and the same is hereby further amended to read as follows:

§ 246. Robbery is the felonious and violent taking of money, goods or other valuable thing from the person of another by force or intimidation. Every person guilty of robbery shall be imprisoned in the penitentiary not less than three years nor more than twenty years; or if he is armed *at the time of the robbery* with a dangerous weapon, *other than a pistol, revolver or other firearm*, or if he has any confederate present so armed, to aid or abet him, he shall be imprisoned in the penitentiary for any term of years not less than ten years

8 or for life; or if he is armed at the time of the robbery with a pistol, revolver  
9 or other firearm, or if he has any confederate present so armed with a pistol,  
10 revolver or other firearm, to aid or abet him, he shall be imprisoned in the peni-  
11 tentiary for life.

Sec. 2. Whereas, an emergency exists, this Act shall take effect and be in  
2 force from and after its passage.

AMENDMENT TO

52d G. A.

HOUSE BILL NO. 68

1921



1 Adopted March 29, 1921.

AMENDMENT NO. 1.

Amend House Bill No. 68, line 11, page 2, by striking out the word "life"

2 and inserting "A term of years not less than ten and it may extend to life."





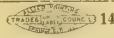


- 1 Offered by Mr. Sadler, June 17, 1921.
- 2 Ordered printed.

AMENDMENT NO. 1 TO HOUSE BILL NO. 68 IN SENATE.

Amend Printed House Bill No. 68 in Senate, by striking out in line 11, Sec.  
2 246, the word "ten" and inserting in lieu thereof the word "fourteen".





- 1 Introduced by Mr. Bippus, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 40 of an Act entitled, "An Act Concerning Land Titles", approved and in force May 1, 1897, as amended by an Act approved June 26, 1913, and in force July 1, 1913.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 40 of an Act entitled, "An  
3 Act Concerning Land Titles", approved and in force May 1, 1897, as amended  
4 by an Act approved June 26, 1913, and in force July 1, 1913.

Sec. 40. The registered owner of any estate or interest in land brought  
2 under this Act shall, except in cases of fraud to which he is a party, or of the per-  
3 son through whom he claims without valuable consideration paid in good faith,  
4 hold the same subject only to such estate, mortgages, liens, charges and inter-  
5 ests as may be noted in the last certificate of title in the registrar's office and  
6 free from all others except:

7 (1) Any subsisting lease or agreement for a lease for a period not exceed-  
 8 ing five years, where there is actual occupation of the land under the lease. The  
 9 term lease shall include a verbal letting.

10 (2) General taxes, for the current or fiscal year in which certificate is  
 11 issued, and special taxes or assessments which have not been confirmed.

12 (3) Such right of appeal, writ of error, right to appear and contest the ap-  
 13 plication, and action to make counterclaim as is allowed by this Act.

14 *Unpaid general taxes for any year or years prior to the current or fiscal year*  
 15 *in which the certificate of title is issued, uncanceled tax sales not already en-*  
 16 *tered upon the register of titles as memorials and not released under the provis-*  
 17 *ions of Section 82 of this Act, unredeemed forfeitures and unpaid confirmed*  
 18 *special taxes or assessments shall be entered without charge as memorials upon*  
 19 *the register of titles by the registrar of titles at the time of registering any trans-*  
 20 *fer of any property affected thereby or at any time of the entry upon the register*  
 21 *of titles of any memorial relating to the same property. The search for such un-*  
 22 *paid general taxes, uncanceled tax sales, unredeemed forfeitures and unpaid*  
 23 *confirmed special taxes or assessments shall be made by the registrar of titles*  
 24 *free of charge.*

Sec. 2. Whereas an emergency exists this Act shall take effect from and  
 2 after its passage.





- 1 Introduced by Mr. Bippus, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Civil Service.

## A BILL

For an Act to amend Section 12 of "An Act to regulate the civil service of cities," approved and in force March 20, 1895, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: Section 12 of "An Act to regulate the civil service of cities," approved and in force March 20, 1895, as amended, is amended to read as follows:*

Sec. 12. No employee in the classified civil service of any city shall be removed, discharged or reduced in rank or pay by the appointing officer, except for just cause. The term "just cause," as used in this section, shall mean any cause which is detrimental to the public service, other than political, racial or religious.

In every case of removal, discharge or reduction, a statement of the cause therefor shall be set forth in writing, which statement shall be in duplicate, and shall be signed by the appointing officer. One copy of said statement shall be delivered personally to the employee, and the other copy of said statement shall

10 *be filed in the office of the Civil Service Commission, with a notation thereon*  
11 *showing proof of service of a copy of said statement upon the employee. Upon*  
12 *the filing of a copy of said statement with the notation aforesaid, in the office*  
13 *of the Civil Service Commission, the removal, discharge or reduction shall*  
14 *immediately become effective.*

15 *Whenever an employee who has been removed, discharged or reduced*  
16 *shall file with the Civil Service Commission, within five days after his removal,*  
17 *discharge or reduction, a statement in writing, alleging that his removal, dis-*  
18 *charge or reduction was made for political, racial or religious causes, and that*  
19 *he believes that upon a hearing he will be able to establish such a fact, it shall*  
20 *be the duty of the commission to order a hearing. The time and place of such*  
21 *hearing shall be fixed by the commission and due notice thereof given to the*  
22 *appointg officer and the employee.*

23 *Upon such hearing, the commission shall determine and decide whether or*  
24 *not the removal, discharge or reduction was made for political, racial or re-*  
25 *ligious causes, and the commission shall have no jurisdiction or authority to*  
26 *review, consider or determine any other question.*

27 *Upon such hearing, each member of the Civil Service Commission shall*  
28 *have power to administer oaths and to secure, by the subpoena of the commis-*  
29 *sion, the attendance and testimony of witnesses and the production of books and*  
30 *papers.*

31 *If upon such hearin, the commission shall find that the removal, discharge*  
32 *or reduction was made for political, racial or religious causes, it shall enter*  
33 *an order reinstating the employee in his former position and directing the pay-*  
34 *ment of all back salary due. If the commission shall find that the removal, dis-*  
35 *charge or reduction was not made for political, racial or religious causes, it*  
36 *shall enter an order to that effect, and the removal, discharge or reduction shall*  
37 *stand and be final.*



- 1 Introduced by Mr. Boyd, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities  
and Transportation.

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## A BILL

For an Act to add Section 21a to "An Act in relation to fencing and operating  
railroads," approved March 31, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 21a is added to "An Act in rela-  
3 tion to fencing and operating railroads," approved March 31, 1874, in force  
4 July 1, 1874, as amended, the added section to read as follows:

Sec. 21a. *All windows and doors on passenger cars used on steam rail-*  
2 *roads within this State between the first day of June and the first day of October*  
3 *in any year, shall be screened with wire screening with a mesh not larger than*  
4 *one thirty-second of an inch.*

5 *Any railroad or railway company which does not comply with this section,*  
6 *is guilty of a misdemeanor, and for each day that any one passenger car is*  
7 *operated in violation of this section, shall be fined not less than one hundred dol-*  
8 *lars (\$100.00) nor more than five hundred dollars (\$500.00).*







- 1 Introduced by Mr. Byers, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to amend Section 84c of "An Act to establish and maintain a system of free schools", approved and in force June 12, 1909, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 84c of "An Act to establish and  
3 maintain a system of free schools", approved and in force June 12, 1909, as  
4 amended, is amended to read as follows:

Sec. 84c. The petition herein provided for shall be signed by at least twen-  
2 ty per cent of the legal voters *in each elementary district* of such territory, but  
3 in no case shall more than two hundred signatures be necessary to make valid  
4 any petition. The petition shall pray that the question of creating such terri-  
5 tory into a community consolidated school district, shall be submitted to the vot-  
6 ers of such territory, and shall be filed with the county superintendent of  
7 schools in the county in which the larger portion of such territory is situate, not  
8 less than thirty days prior to the submission of such question to the voters.  
9 Such petition shall also describe with particularity the territory proposed to  
10 be organized into a community consolidated school district.

11 Notices of such election shall be posted in at least ten of the most public  
 12 places in such territory for at least ten days prior to the date fixed for the hold-  
 13 ing of such election, and shall be in substantially the following form:

#### 14 NOTICE OF ELECTION.

15 Notice is hereby given that on..... the ..... day of .....,  
 16 A. D. 19...., an election will be held at....., for the purpose of voting  
 17 "for" or "against" the proposition to create a community consolidated school  
 18 district out of the following described territory, to-wit:

19 (Here describe the territory.)

20 The polls will be opened at..... o'clock, .. M., and be closed at .....  
 21 o'clock, .. M.

22 .....  
 23 County Superintendent of Schools.

24 The ballots for use in such election shall be in substantially the following  
 25 form:

|   |  |
|---|--|
| For the proposition to create a community<br>consolidated school district     |  |
| Against the proposition to create a community<br>consolidated school district |  |

26 The county superintendent of schools calling the election shall furnish all  
 27 ballots, ballot boxes, tally sheets, poll books, forms and blanks necessary for the  
 28 proper holding of the election.



- 1 Introduced by Mr. Byers, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to amend Sections 89a, 90, 92 and 96 of "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 89a, 90, 92 and 96 of "An Act  
3 to establish and maintain a system of free schools," approved and in force June  
4 12, 1909, as amended, are amended to read as follows:

Sec. 89a. Upon the receipt of a petition signed by at least *fifty per cent* of  
2 the legal voters residing in any contiguous and compact territory, whether in  
3 the same or different townships, described in the petition, *if such petition be*  
4 *signed by at least fifty per cent of the legal voters residing in each school dis-*  
5 *trict, or part of a school district described in such petition,* the county superin-  
6 tendent of schools of the county in which the territory or the great part thereof  
7 is situated, shall order an election to be held for the purpose of voting for or  
8 against the proposition to establish a community high school, by posting notices  
9 for at least ten days in ten of the most public places throughout the said terri-  
10 tory, which notices may be substantially in the following form, to-wit:

# NOTICE OF ELECTION.

Notice is hereby given that on.....the.....day of....., 19..., an election will be held at.....for the purpose of voting for or against the proposition to establish a community high school for the benefit of the inhabitants of the following described contiguous and compact territory, to-wit: .....  
 .....  
 The polls will be opened at....o'clock..m, and closed at....o'clock.. m. of the same day.

A..... B.....  
 County Superintendent.

Dated this....., 1919.

The county superintendent of schools shall establish one or more polling places within the territory described in the petition and appoint two judges and a clerk for each polling place. The ballots shall be in substantially the following form, to-wit:

## OFFICIAL BALLOT.

|   |  |
|---|--|
| For the establishment of a community high school.....     |  |
| Against the establishment of a community high school..... |  |

The voter shall make a cross-mark in the square following and opposite the proposition favored and the ballot shall be so counted. The returns shall be made to the county superintendent of schools within five days.

If a majority of the votes cast at the election shall be in favor of establishing a community high school, the county superintendent of schools shall forthwith order an election to be held within 30 days, for the purpose of selecting a community high school board of education to consist of five members, by posting notices for at least 10 days in ten of the most public places throughout the district, which notices shall be substantially as follows:



NOTICE OF ELECTION.

36  
37 Notice is hereby given that on....., the.....day of.....,  
38 19..., an election will be held at.....for the purpose of electing a  
39 community high school board of education, to consist of five members. The polls  
40 will be opened at.....o'clock.. m., and closed at.....o'clock.. m. of the same  
41 day.

42 A..... B.....  
43 County Superintendent.

44 Dated this....., 1919.

45 The county superintendent of schools shall establish one or more polling  
46 places within the district and appoint two judges and a clerk for each polling  
47 place. The returns shall be made to the county superintendent of schools within  
48 five days.

49 Within ten days after their election, the members of the community high  
50 school board of education shall meet and organize by electing one of their number  
51 president and by electing a secretary; also, determine by lot the time each mem-  
52 ber is to serve. Two of the members shall serve for one year, two for two years  
53 and one for three years, from the second Saturday in April next preceding their  
54 election. At the expiration of the term of office of any member or members, a  
55 successor or successors shall be elected, each of whom shall serve for three years.  
56 All subsequent elections shall be held on the second Saturday in April, an-  
57 nually. The manner of holding elections shall be governed by Section 86 of this  
58 Act. In case of a vacancy the remaining members shall appoint a successor for  
59 the unexpired term. It shall be the duty of the community high school board of  
60 education to establish at some central point most convenient to a majority of the  
61 pupils of the district, a community high school with a program of studies ex-  
62 tending through four school years.

Sec. 90. *The county superintendent of schools shall change the boundaries*  
2 *of any township or community high school districts so as:*

3 First: To detach territory from one high school district and add the same  
4 to another high school district when petitioned by two-thirds of the legal voters  
5 residing within the territory described in the petition asking that said territory  
6 be detached from one high school district and added to an adjacent high school  
7 district, or when petitioned by a majority of the legal voters of each high school  
8 district.

9 Second: To create a community high school district from territory belong-  
10 ing to one or more high school districts when petitioned by two-thirds of the legal  
11 voters residing within the territory described in the petition asking that such  
12 territory be created into a new community high school district.

13 Third: To detach territory from a high school district and add the same  
14 to a non-high school district when petitioned by two-thirds of the legal voters  
15 residing within such territory.

16 Fourth: To annex territory not within a high school district to a high  
17 school district upon petition of two-thirds of the legal voters residing within such  
18 territory.

19 Fifth: To create a community high school district from territory belonging  
20 to one or more high school districts, together with territory from a non-high  
21 school district when petitioned by a majority of the legal voters residing within  
22 each of respective districts and non-high school territory above described.

23 If the districts involved in the change of boundaries lie in two or more coun-  
24 ties, the change *shall* be made by the concurrent action of the *county superin-*  
25 *tendents of schools of such counties.*

26 Within ten days after a high school district has been established under the  
27 provisions of this Act or after any change is made in the boundaries of any dis-  
28 trict or districts the county superintendents of schools shall make and file with the  
29 county clerk a map of the high school district or districts established or involved  
30 in any change of boundaries.

31 Within thirty days of the election of the board of education of a high school  
32 district as contemplated by this Act, the county superintendents of schools shall

33 file in the office of the county clerk a transcript certified to by him showing all  
34 the steps taken and proceedings had in the organization of said high school dis-  
35 trict.

36 If any high school district organized under any of the provisions of this Act,  
37 or organized under any statute in force at the time of its organization, or legal-  
38 ized by any statute, shall for one year fail to maintain a recognized high school,  
39 it shall be the duty of the *county superintendents of schools* of the county in  
40 which the larger part of the district lies to dissolve said high school district  
41 and attach the territory of the district to other high school districts, or to non-  
42 high school districts, or in part to both. All funds or property of such district  
43 shall be distributed by the county superintendents of schools as provided in  
44 Section 92 of this Act.

Sec. 92. When the inhabitants of any township or community high school  
2 district desire to have said district discontinued, the county superintendent of  
3 schools of the county in which said district or the larger portion thereof is situ-  
4 ated, upon receipt of a petition signed by fifty legal voters of said district, shall  
5 forthwith order an election to be held in the manner provided in Section 89a  
6 of this Act for the purpose of voting "for" or "against" the proposition of  
7 discontinuing the high school named in said petition. *If a majority* of the bal-  
8 lots cast at said election shall be in favor of discontinuing the high school, the  
9 county superintendent of schools shall direct the high school board of educa-  
10 tion to discharge all outstanding obligations, to distribute the remainder of  
11 the assets of the high school district to the underlying school districts and parts  
12 of districts in proportion to the assessed valuation of all the property of such  
13 school districts: *Provided*, that the election called to vote upon the proposition  
14 of discontinuing a high school shall not be called within the period of two years  
15 from the establishment of such high school district, nor within a period of two  
16 years following any such election called to vote upon the proposition of dis-  
17 continuing such high school. When a high school shall be discontinued by order

18 of any court of competent jurisdiction the assets of said high school district  
19 shall be distributed in the manner provided by this section.

Sec. 96. Upon the approval of the county superintendent of schools any  
2 high school pupil may attend *an accredited* high school in some district other  
3 than the high school district in which he resides and the board of education of  
4 the high school district in which said pupil resides shall pay the tuition of such  
5 pupil, *provided*, said tuition shall not exceed the per capita cost of maintaining  
6 the high school attended.

7 Any eighth grade graduate residing in a non-high school district may attend  
8 any recognized two, three or four year high school, and his tuition shall be paid  
9 by the board of education of the non-high school district in which he resides.

10 An eighth grade graduate in the meaning of this Act is any person of  
11 school age who gives satisfactory evidence of having completed the first eight  
12 grades of school work by presenting a certificate of promotion issued by the  
13 home school board, or by passing an examination given by the county superin-  
14 tendent of schools or by passing an examination given by the school attended.

15 A recognized high school in the meaning of this Act is any public school  
16 providing a course of two or more years of work approved by the Superintendent  
17 of Public Instruction.

18 The tuition paid shall in no case exceed the per capita cost of maintaining  
19 the high school attended, excluding therefrom interest paid on bonded indebted-  
20 ness, which shall be computed by dividing the total cost of conducting and main-  
21 taining the said high school by the average number of pupils enrolled including  
22 tuition pupils.

Sec. 2. Because of an emergency, this Act shall take effect upon its  
2 passage.





- 1 Introduced by Mr. Flagg, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Elections.

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## A BILL

For an Act to amend Section 12 of an Act entitled "An Act for the registry of electors and to prevent fraudulent voting," approved and in force February 15, 1865; amended March 27, 1874, in force July 1, 1874.

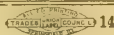
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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That Section 12 of an Act entitled, "An Act for the registry of electors and to prevent fraudulent voting, approved and in force February 15, 1865, as subsequently amended, be, and the same is hereby amended so that said section shall read as follows:

Section 12. The members of the board of registration shall each receive \$4.00 per day for each day actually employed in the making and completion of the registry, not exceeding two days, to be paid to them at the time and in the manner in which they are paid their other fees: *Provided, that in voting precincts where said members are required, by Section 4 of this Act, to remain in session until nine o'clock p. m. for the second registration, the per diem for that day shall be \$5.00.*







- 1 Introduced by Mr. Flagg, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to make bribery in the baseball profession a felony.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That any person who shall give, or offer  
3 to give, to any baseball player or employe in anywise connected with any base-  
4 ball club or other organization engaged in playing, or causing to be played,  
5 games of baseball which the public or any part thereof are invited or permitted  
6 to witness, any money, property or other thing of value, for the purpose of in-  
7 ducing such player or employe to do any act or thing calculated or intended  
8 to win or lose any game of baseball played, or to be played by or for such club  
9 or organization, and any such employe or player connected with such club or  
10 organization, who shall accept, or offer to accept, any money, property, or other  
11 thing of value in consideration of his promise to do, or his doing of any act or  
12 thing calculated or intended to cause such club to win or lose any game of base-  
13 ball played, or to be played by or for such club or organization, shall be ad-  
14 judged guilty of a felony and on conviction be punished by imprisonment in the  
15 penitentiary for a term of not less than two years nor more than five years or  
16 by imprisonment in the county jail for a term of not less than six months.





- 1 Introduced by Mr. J. H. Francis, February 8, 1921.
- 2 Read by title, ordered printed and reeferred to Committee on Appropriations.

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## A BILL

For the relief of Bruce L. Little and making an appropriation therefor.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The sum of one thousand five hundred  
3 dollars is hereby appropriated for the relief of Bruce L. Little, who was ser-  
4 iously and permanently injured while engaged in the performance of his duties  
5 as guard at the Illinois State Penitentiary at Joliet, in the State of Illinois.

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed  
2 to draw his warrant upon the State Treasurer in favor of the said Bruce L.  
3 Little for the sum herein appropriated.







1 Introduced by Mr. J. H. Francis, February 8, 1921.

2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

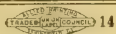
For an Act for the relief of Hiram E. Gibson and making an appropriation  
therefor.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The sum of two thousand dollars is  
3 hereby appropriated for the relief of Hiram E. Gibson, who was seriously and  
4 permanently injured while engaged in the performance of his duties as guard  
5 at the Illinois State Penitentiary at Joliet, in the State of Illinois.

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed  
2 to draw his warrant upon the State Treasurer in favor of the said Hiram E.  
3 Gibson for the sum herein appropriated.





- 1 Introduced by Mr. Healy, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Agriculture.

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## A BILL

For an Act to amend the title and sections 6, 7, 8 and 9 of "An Act to regulate cold storage of certain articles of food," filed June 28, 1917, in force July 1, 1917.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: Sections 6, 7, 8 and 9 of "An Act to regulate cold storage of certain articles of food," filed June 28, 1917, in force July 1, 1917, are amended to read as follows:*

Sec. 6. No article of food intended for human consumption shall be knowingly placed, received or kept in any cold storage warehouse, if diseased, tainted, otherwise unfit for human consumption, or in such condition that it will not keep wholesome for human consumption. *No slaughtered animals or poultry, or parts thereof, intended for human consumption, shall be placed in cold storage if the entrails and other offensive parts have not been properly removed.* No article of food, for use other than for human consumption, shall be placed, received or kept in any cold storage warehouse unless previously marked, in

9 accordance with forms to be prescribed by the Department of Agriculture, in  
 10 such a way as to indicate plainly the fact that such article of food is not to be  
 11 sold or used for human food.

Sec. 7. No person, firm or corporation shall place, receive or keep in any  
 2 cold storage warehouse in this State articles of food unless the same shall be  
 3 plainly marked, stamped or tagged, either upon the container in which they are  
 4 packed, or upon the article of food itself, with the date when placed therein;  
 5 and no person, firm or corporation shall remove, or allow to be removed, such  
 6 article of food from any cold storage warehouse unless the same shall be plainly  
 7 marked, stamped or tagged, either on the container in which it is enclosed or  
 8 upon the article of food itself, with the date of such removal, and such marks,  
 9 stamps and tags shall be *prima facie* evidence of such receipt and removal and  
 10 of the dates thereof. *The marking of food as provided in this section shall be*  
 11 *under such further regulations as may be prescribed by the Department of Agri-*  
 12 *culture.* All articles of food in any cold storage warehouse at the time this act  
 13 goes into effect shall, before being removed therefrom, be plainly marked,  
 14 stamped or tagged with the date when this act goes into effect and the date of  
 15 removal therefrom.

Sec. 8. No person, firm or corporation shall hereafter keep, or permit to  
 2 remain, in any cold storage warehouse any *of the following articles* of food,  
 3 which *have* been held in cold storage, either within or without the State for a  
 4 longer period than *herein specified: whole carcasses of beef, or any parts*  
 5 *thereof, six months; whole carcasses of pork, or any parts thereof, six months;*  
 6 *whole carcasses of sheep, or any parts thereof, six months; whole carcasses of*  
 7 *lamb, or any parts thereof, six months; whole carcasses of veal, or any parts*  
 8 *thereof, four months; dressed poultry, ten months; dressed game, ten months;*  
 9 *eggs, ten months; butter, nine months; and fresh fish, nine months.*

10       The Director of Agriculture *may* order any article of food held in cold  
11 storage to be removed therefrom before the expiration of the period *specified*  
12 *above for such article* for any of the following reasons:

13       (1) That the storage of the article of food beyond the time fixed by the  
14 Director of the Department of Agriculture in his order of removal will render  
15 such article of food unwholesome;

16       (2) That the person, firm or corporation storing such article of food has  
17 entered into a contract, agreement or understanding for the purpose or with  
18 the intent of fictitiously increasing the price of such article of food;

19       (3) That the storage of such article of food is for the purpose or with the  
20 intent of fictitiously increasing the price thereof;

21       (4) That the storage of such article of food tends to create a monopoly.

22       (5) That the storage of such article of food tends to restrain or prevent  
23 competition in this State in the supply or price of such article.

24       Before such article of food shall be ordered removed from storage, the  
25 Director of Agriculture shall give at least five days notice in writing of his in-  
26 tention to make such order, and shall accord the person, firm or corporation  
27 receiving such notice a full hearing thereon.

      Sec. 9. *It shall be unlawful for any person, firm or corporation, operating*  
2 *any cold storage warehouse in this State, to sell, or offer for sale, any cold stor-*  
3 *age food, unless there has been placed on each container thereof, in a conspicu-*  
4 *ous place, in full view of the purchaser, a placard or sticker with the words*  
5 *“Cold Storage Goods” printed thereon, in plain uncondensed gothic letters, not*  
6 *less than one-half inch in height. In addition, all such food shall be marked*  
7 *with the date when it was placed in, and when it was withdrawn from such ware-*  
8 *house. It shall be unlawful for any person, firm or corporation to sell, or offer*  
9 *for sale, at retail, any article of food which has been held in cold storage for*  
10 *thirty days or over, either within or without the State, unless each container*  
11 *thereof has been marked, and a placard or sticker placed thereon, as specified*



12 *above. There shall also be placed upon the bulk mass or open container of such*  
13 *food, when sold, or offered for sale, at retail, in a conspicuous place, in full view*  
14 *of the purchaser, a placard with the words "Cold Storage Goods" printed*  
15 *thereon in the same form as specified above. It shall be unlawful to represent*  
16 *or advertise as fresh any article of food which has been held in cold storage for*  
17 *a period of thirty days or over.*

Sec. 2. The title of said Act is amended to read as follows: "*An Act to*  
2 *regulate the cold storage and sale of certain articles of food.*"



- 1 Introduced by Mr. Hennebry, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act making an appropriation to the city of Wilmington.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The sum of \$2,500 is appropriated to the  
3 city of Wilmington, to be used for the purpose of adequately equipping the fire  
4 department of said city in such manner that said fire department may effec-  
5 tively fight fires at the Soldiers Widows' Home of Illinois.

Sec. 2. The Auditor of Public Accounts is authorized to draw his warrant  
2 on the State Treasurer for the amount herein appropriated upon the presen-  
3 tation of itemized vouchers certified and approved by the mayor of the city of  
4 Wilmington.





- 1 Introduced by Mr. Joyce, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to amend Section 132 of an Act entitled, "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended.

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SECTION 1. *Be it enacted by the People of The State of Illinois,*  
2 *represented in the General Assembly:* That Section 132 of an Act entitled, "An  
3 Act to establish and maintain a system of free schools," approved and in force  
4 June 12, 1909, as amended, be and the same is hereby further amended to read  
5 as follows:

Sec. 132. The board of education may acquire, by purchase, condemnation  
2 or otherwise, real estate for any and all school purposes. Condemnation pro-  
3 ceedings for the purpose of acquiring such property shall be conducted in the  
4 name of the city, in trust for the use of the schools. The title to all real estate  
5 held for the use and benefit of the schools shall be held in the name of the city,  
6 in trust for the use of schools. All conveyances of real estate shall be made  
7 to the city in trust for the use of schools.

8       The board of education shall have power to erect or purchase buildings  
9   suitable for school houses, for school administration, and for deriving revenues  
10   from school lands, and keep the same in repair; and to issue bonds for the pur-  
11   pose of building, furnishing and repairing school houses and school administra-  
12   tion buildings and for purchasing sites for the same, and to provide for the pay-  
13   ment of said bonds; and when there is not sufficient money in the treasury to  
14   meet the ordinary and necessary expenses for educational and for building  
15   purposes, to request the city council, whose duty thereupon it shall be, to order  
16   issued warrants against and in anticipation of any taxes levied for the payment  
17   of the expenditures for educational and for building purposes to the extent of  
18   *ninety-five* per cent of the total amount of the taxes levied for such purposes:  
19   *Provided, however,* that warrants drawn and issued under the provisions of  
20   this section shall show upon their face that they are payable solely from said  
21   taxes, when collected, and not otherwise, and shall be received by any collector of  
22   taxes in payment of taxes against which they are issued, and such taxes against  
23   which said warrants are drawn shall be set apart and held for their payment.  
24   Every warrant issued against said taxes shall bear interest, payable annually  
25   out of the taxes against which said warrants are drawn, at a rate not to exceed  
26   *six* per cent per annum, from the date of their issuance until paid, or until  
27   notice shall be given by publication in a newspaper or otherwise that the money  
28   for the payment of said warrants is available and that said warrants will be  
29   paid on presentation.





1 Adopted March 23, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 80 by striking out the word “ninety-five” appear-  
2 ing in line 18 of the printed bill, and by substituting the word “ninety” in lieu  
3 thereof.





- 1 Introduced by Mr. McCabe, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Elections.

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## A BILL

To legalize certain proceedings and elections held since July 1, 1919, under and by virtue of Sections 84a, 84b, 84c, 84d, 84e, 84f and 84g of an "Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That whenever any petition, filed with  
3 the county superintendent of schools for the calling of an election for the or-  
4 ganization of a consolidated school district under Sections 84a, 84b, 84c, 84d,  
5 84e, 84f and 84g of "An Act to establish and maintain a system of free schools,"  
6 approved and in force June 12, 1909, as amended, has been signed by women  
7 and would not have had the requisite number of signatures had it not been  
8 signed by women or whenever any election has been held for the organization  
9 of a consolidated school district under said sections of said law, at which the  
10 votes of women may have been the deciding factor in carrying such election, in  
11 each of said cases, such petitions and elections are hereby made and held to be

12 legal, valid and binding, and all community consolidated school districts organ-  
13 ized under and by virtue of such petitions or elections, and in pursuance thereof,  
14 if otherwise legally organized, are hereby held and declared to be duly and legally  
15 organized and made valid and binding, and all officers elected and all acts done  
16 under and by virtue of such petitions or elections and in pursuance thereof, if  
17 otherwise, legal, are hereby made valid and declared to be legal, binding and of  
18 full force and effect, and all pending suits, questioning the validity of the or-  
19 ganization of community consolidated school districts on either of said grounds,  
20 shall abate.

2. Whereas, an emergency exists, therefore, this Act shall be in full force  
2 and effect from and after its passage and approval.



1 Introduced by Mr. McCabe, February 8, 1921.

2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

To amend Section 2 of an Act entitled "An Act to provide for the election of boards of school inspectors in certain cases, to define the powers and regulate the revenue thereof, to vest the title to certain school property and to repeal certain Acts herein named," approved May 25, 1907, in force July 1, 1907.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 2 of an Act entitled, "An  
3 Act to provide for the election of boards of school inspectors in certain cases,  
4 to define the powers and to regulate the revenue thereof, to vest the title to cer-  
5 tain school property and to repeal certain Acts herein named," approved May  
6 25, 1907, in force July 1, 1907, be amended so as to read as follows:

Section 2. Such board of inspectors, when elected and qualified, shall have  
2 power, in addition to the powers conferred upon it by special law and the gen-  
3 eral school law, to employ teachers, janitors and such other employees as the  
4 board of inspectors shall deem necessary and to fix the amount of their com-  
5 pensation; to buy or lease sites for school houses, with the necessary grounds;



6 to build, erect, lease or purchase buildings suitable for school purposes; to re-  
7 pair and improve school buildings and to furnish them with the necessary sup-  
8 plies, fixtures, apparatus, libraries and fuel; *and such board shall have power*  
9 *to let school property on leasehold, when not needed for school purposes, for a*  
10 *term of not longer than ninety-nine years from the date of the granting of the*  
11 *of the lease;* and such board of inspectors shall have full power, and it shall be  
12 the duty of such board of inspectors to take the entire supervision and control  
13 of the schools of such district.



- 1 Introduced by Mr. McCaskrin, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judicial Appor-  
tionment.

## A BILL

For an Act to amend Section 1 of "An Act to divide the State of Illinois, exclusive of the county of Cook, into judicial circuits," approved and in force April 23, 1897.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 1 of "An Act to divide the State  
3 of Illinois, exclusive of the county of Cook, into judicial circuits," approved  
4 and in force April 23, 1897, is amended to read as follows:

Sec. 1. In lieu of the circuit courts provided by law and now existing, the  
2 State of Illinois, exclusive of the county of Cook, shall be and the same is hereby  
3 divided into judicial circuits as follows:

4 First Circuit: The counties of Alexander, Pulaski, Massac, Pope, Johnson,  
5 Union, Jackson, Williamson and Saline.

6 Second Circuit: The counties of Hardin, Gallatin, White, Hamilton, Franklin,  
7 Wabash, Edwards, Wayne, Jefferson, Richland, Lawrence and Crawford.

8 Third Circuit: The counties of Randolph, Monroe, St. Clair, Madison, Bond,  
9 Washington and Perry.

10 Fourth Circuit: The counties of Clinton, Marion, Clay, Fayette, Effingham,  
11 Jasper, Montgomery, Shelby and Christian.

12 Fifth Circuit: The counties of Vermilion, Edgar, Clark, Cumberland and  
13 Coles.

14 Sixth Circuit: The counties of Champaign, Douglas, Moultrie, Macon, De-  
15 Witt and Piatt.

16 Seventh Circuit: The counties of Sangamon, Macoupin, Morgan, Scott,  
17 Green and Jersey.

18 Eighth Circuit: The counties of Adams, Schuyler, Mason, Cass, Brown,  
19 Pike, Calhoun and Menard.

20 Ninth Circuit: The counties of Knox, Warren, Henderson, Hancock, Mc-  
21 Donough and Fulton.

22 Tenth Circuit: The counties of Peoria, Marshall, Putnam, Stark and  
23 Tazewell.

24 Eleventh Circuit: The counties of McLean, Livingston, Logan, Ford and  
25 Woodford.

26 Twelfth Circuit: The counties of Will, Kankakee and Iroquois.

27 Thirteenth Circuit: The counties of Bureau, LaSalle and Grundy.

28 Fourteenth Circuit: The counties of Mercer, Whiteside and Henry.

29 *Fifteenth Circuit: The county of Rock Island.*

30 *Sixteenth Circuit: The counties of JoDaviess, Stephenson, Carroll, Ogle*  
31 *and Lee.*

32 *Seventeenth Circuit: The counties of Kane, DuPage, DeKalb and Kendall.*

33 *Eighteenth Circuit: The counties of Winnebago, Boone, McHenry and*  
34 *Lake.*



- 1 Introduced by Mr. Moore, February, 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 3 of "An Act in relation to motor vehicles and to repeal a certain Act therein named," approved June 30, 1919, in force January 1, 1920.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 3 of "An Act in relation to motor vehicles and to repeal a certain Act therein named," approved June 30, 1919, in force January 1, 1920, is amended to read as follows:

Sec. 3. The weights and dimensions of vehicles of either division mentioned in Section 2 of this Act shall be limited as follows:

1. The maximum gross load to be permitted on any axle of any vehicle of the first division shall not exceed sixteen thousand pounds, and the gross weight of any such vehicle, including the weight of the vehicle and the maximum load, shall not exceed eight hundred pounds per inch of the average width of tire of the road wheels of such vehicle in actual contact with the surface of the road.

2. *The gross weight of any vehicle of the second division, including the weight of the vehicle and the weight of the load, shall not exceed two and one-*

10 half tons if the average width of tire of the road wheels of such vehicle does  
11 not exceed three and one-half inches; three tons if such average width is more  
12 than three and one-half inches, but does not exceed four inches; four and one-  
13 half tons if such average width is more than four inches, but does not exceed  
14 five inches; five tons if such average width is more than five inches, but does  
15 not exceed six inches. In determining the average width of pneumatic tires, the  
16 maximum width of such tires shall be used, and not the width of the surface in  
17 actual contact with the road.

18 3. Weight limits 50% above those provided for herein may be permitted  
19 by ordinance in cities having a population of more than 20,000, but such in-  
20 crease shall not apply to vehicles when outside the limits of such a city.

21 4. The maximum width of any vehicle and its load shall not exceed 8 feet,  
22 excepting loads of loose hay, straw, corn fodder, or other similar farm products.

23 5. Upon the filing in the office of the Secretary of State of an application  
24 for the first registration of vehicles described in the second division of Section  
25 2 of this Act, and the payment of the registration fee hereinafter provided, the  
26 Secretary of State, or his duly authorized agent, shall issue to such applicant in  
27 addition to the regular number plate, a metal plate which shall not be less than  
28 four inches long and two inches wide, upon which shall be impressed, with a  
29 metal die, the weight in pounds of such vehicle and maximum load in conform-  
30 ity with and as provided by this Act, which metal plate shall be attached to  
31 said vehicle in a conspicuous place and at all times carried thereupon.

32 6. Where trailers are used the length of any vehicle, or vehicles, combined  
33 with their trailers, shall not exceed 65 feet; *provided*, that upon application to  
34 the highway or street officials having proper jurisdiction over a particular  
35 highway special permits in writing may be granted for the operation of trains  
36 of trailers exceeding in length the foregoing, subject to such conditions as such  
37 highway or street officials may prescribe. On all highways under the control  
38 of or required to be maintained in whole or in part by the State such permission  
39 shall be obtained from the Department of Public Works and Buildings.

Sec. 2. This amendatory Act shall take effect January 1, 1922.





- 1 Introduced by Mr. Moore, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Roads and Bridges.

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## A BILL

For an Act to amend Section 50 of "An Act to revise the law in relation to roads and bridges," approved June 27, 1913, in force July 1, 1913, as amended, to add Section 154a thereto, and to repeal Section 8 thereof.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 50 of "An Act to revise the law  
3 in relation to roads and bridges," approved June 27, 1913, in force July 1, 1913,  
4 as amended, is amended, and Section 154a is added thereto, the amended and  
5 added sections to read as follows:

Sec. 50 (A). The commissioner of highways in each town or road district  
2 shall, on the second Tuesday next, after the annual town meeting or road district  
3 election in each year, at the office of the town or district clerk, be present for the  
4 discharge of the duties of his office. He shall also be present at such office an-  
5 nually on the first Tuesday in September of each year for the purpose of deter-  
6 mining the tax rate to be certified by him to the county board as herein provided.  
7 He shall also be present at such office at such time or times as he shall designate

8 and as the duties of his office may require for the transaction of official busi-  
9 ness.

10 (B) The highway commissioner of each town or road district, *who shall*  
11 *devote his entire time to the duties of his office*, shall have power and it shall be  
12 his duty:

13 (1) To lay out, alter, widen or vacate roads as hereinafter provided.

14 (2) To cause such roads used as highways, as have been laid out or dedi-  
15 cated to public use, but not sufficiently described, and such as have been used for  
16 twenty (20) years but not recorded, to be ascertained, described and entered of  
17 record in the office of the district or town clerk.

18 (3) To determine the taxes necessary to be levied on property within his  
19 town or district for road and bridge purposes, subject to the limitations herein-  
20 after provided.

21 (4) To direct the expenditure of all moneys collected in the town or road  
22 district for road and bridge purposes and to draw warrants on the town or dis-  
23 trict treasurer therefor.

24 (5) To direct the construction and repair of roads and bridges within the  
25 town or district, to let contracts, employ labor and purchase material and ma-  
26 chinery therefor. However, no contract shall be let for the construction or re-  
27 pair of any road or bridge, or part thereof, in excess of an amount of \$200, nor  
28 shall any machinery or other appliances to be used in road construction be pur-  
29 chased in excess of such amount, without the approval of the county *commission-*  
30 *ers of county supervisors*.

31 (6) To have general charge of the roads and bridges of his town or dis-  
32 trict, to keep the same in repair and to improve them so far as practicable.

33 (7) To take possession of and keep under shelter, when not in use, all  
34 scrapers, plows and other tools belonging to the town or district wherever the  
35 same may be found and not allow the same to go to waste, and not lend the same  
36 except to persons employed to work the roads by contract or otherwise.

37       (8) *To close to traffic any highway under his control which is in danger*  
38 *of being destroyed by heavy traffic.*

39       (9) *To enforce within his town or district laws of the State relating to roads*  
40 *and bridges, including the Motor Vehicle Law. Failure to enforce any such law*  
41 *shall be sufficient cause for removal from office.*

42       (10) *To cause to be erected and kept in repair at the forks or crossing*  
43 *place of the most important public roads, post and guide boards with plain in-*  
44 *scription thereon, in letters and figures giving directions and distances to the*  
45 *most noted places to which such road may lead; to prevent thistles, burdock,*  
46 *cockleburs, mustard, yellow dock, indian mallow and jimson weed from seeding*  
47 *and to extirpate the same so far as practicable; and to prevent all rank growth*  
48 *of vegetation in the public highways by causing the same to be cut and destroyed*  
49 *prior to the seeding of the same; and at the farthest prior to September 1st in*  
50 *each and every year.*

51       And said commissioner may, at his discretion, adopt any suitable and con-  
52 venient mode of supplying water in troughs conveniently situated on the public  
53 highway for public use.

54       (11) *To issue his warrant or order on the treasurer for the payment of*  
55 *all moneys paid out by such treasurer.*

56       (12) *To exercise within his town or district, with the approval of the*  
57 *county commissioners or county supervisors, the powers and duties which for-*  
58 *merly devolved upon the county superintendent of highways.*

59       (C) The highway commissioner shall annually make report in writing,  
60 showing:

61       (1) The amount of poll tax assessed, how much paid and how much delin-  
62 quent.

63       (2) The amount of road and bridge money received by him and a full and  
64 detailed statement as to how and where expended and the balance, if any, unex-  
65 pended.

66 (3) The amount paid for damages in laying out, altering, widening or va-  
 67 eating road and right-of-way for ditches.

68 (4) The amount of liabilities incurred and not paid; and if such liabilities  
 69 are undetermined they shall be estimated.

70 (5) Any additional matter concerning the roads and bridges of the district  
 71 he may think expedient and proper to report.

72 In counties under township organization such reports shall be made to the  
 73 board of town auditors at the semi-annual meeting, immediately preceding the  
 74 annual town meeting. In counties not under township organization such reports  
 75 shall be made not later than the last Tuesday in March to the district clerk, who  
 76 shall file the same in his office and he shall record such report at large in the  
 77 records of said road district.

78 (D) *The said highway commissioner shall keep a record of all the work,*  
 79 *being done upon the highways of his town or district under his control and of all*  
 80 *moneys being expended by him in connection therewith. On the first day of*  
 81 *July, the first day of October, the first day of January, and on the first day of*  
 82 *April of each year, he shall render to the county commissioners or county super-*  
 83 *visors a report including a certified copy of such record. The first report made*  
 84 *by such commissioner after entering upon the duties of his office shall cover the*  
 85 *period which has elapsed from the time he entered upon said duties until the date*  
 86 *of the report. Each subsequent report shall cover the period which has elapsed*  
 87 *since the date of the preceding report. A similar report shall also be made by*  
 88 *such commissioner at the close of his term covering the period which has elapsed*  
 89 *since the date of his last report.*

90 (E) *The highway commissioner may, in his discretion employe a compe-*  
 91 *tent surveyor, with assistants, to lay out, survey, map or plat any highway in his*  
 92 *town or district authorized by the county commissioners or county supervisors.*  
 93 *The fees of the surveyor, and of the assistants, shall be fixed by the county com-*  
 94 *missioners or county supervisors, and for the surveyor shall be not less than \$5*  
 95 *per day nor more than \$10 per day; and for the assistants shall be not less than*



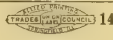
96 \$3 per day nor more than \$5 per day. The highway commissioner shall draw his  
97 warrant upon the treasurer in payment of such fees.

*Sec. 154a. It shall be unlawful for any person to drive any carriage (other  
2 than a motor vehicle as defined in the Motor Vehicle Law), upon, over or across  
3 any public highway outside the corporate limits of any city, village or town, with  
4 a load exceeding 1½ tons in weight, if the tires of the wheels of such carriage do  
5 not exceed 3½ inches in width.*

Sec. 2. Section 8 of said Act is repealed.







- 1 Introduced by Mr. Pace, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to add Sections 66a and 66b to "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: Section 66a and 66b, are added to "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended, these sections to read as follows:*

Sec. 66a. *In any case where territory lying within two or more townships for school purposes is included within one town established under the township organization laws, the county superintendent of schools of the county in which such town is situated, upon receipt of a petition signed by at least fifty voters of such town, shall order an election to be held for the purpose of voting for or against the proposition of having such territory declared a township for school purposes, by posting notices for at least ten days in ten of the most public places within such town, which notices shall be in substantially the following form, to-wit:*

## NOTICE OF ELECTION.

Notice is hereby given that on..... the .....  
 day of ....., 19...., an election will be held at .....  
 for the purpose of voting for or against the proposition of having.....  
 town declared a township for school purposes. The polls will be open at.....  
 (not later than 9) o'clock A. M. and closed at ..... (not earlier than 5)  
 o'clock P. M. of the same day.

A..... B.....  
 County Superintendent.

The county superintendent of schools shall establish one or more polling  
 places in the territory of each township for school purposes situated in the town  
 and appoint a clerk and two judges for each polling place. The ballots shall be  
 in substantially the following form, to-wit:

## OFFICIAL BALLOT.

|  |  |
|--|--|
| For having ..... town declared a township for school purposes.     |  |
| Against having ..... town declared a township for school purposes. |  |

The voter shall make a cross mark in the square following and opposite the  
 proposition favored and the ballot shall be so counted. Returns shall be made  
 to the county superintendent of schools within five days.

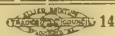
If a majority of the votes cast in the territory of each township for school  
 purposes within the town is in favor of having the town declared a township for  
 school purposes, the county superintendent of schools shall so notify the presi-  
 dents of the boards of trustees of the townships, which have territory in the  
 town and shall declare the town a township for school purposes.

Sec. 66b. As soon as trustees and a township treasurer have been elected  
 for any township established under the provision of Section 66a, the trustees of  
 the various townships concerned shall order the township treasurers of their

4 townships to turn over to the township treasurer of the new township any funds  
5 which may have been apportioned to school districts or parts of school dis-  
6 tricts situated within the newly organized township.







- 1 Introduced by Mr. Rethmeier, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Agriculture.

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## A BILL

For an Act to amend Section 17 of "An Act to prevent fraud in the sale of dairy products, their imitation or substitutes, to prohibit and prevent the manufacture and sale of unhealthful, adulterated or misbranded food, liquors or dairy products, to provide for the appointment of a State Food Commissioner and his assistants, to define their powers and duties and to repeal all acts relating to the production, manufacture and sale of dairy and food products and liquors in conflict herewith," approved May 14, 1907, in force July 1, 1907, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 17 of "An Act to prevent fraud  
3 in the sale of dairy products, their imitation or substitutes, to prohibit and  
4 prevent the manufacture and sale of unhealthful, adulterated or misbranded  
5 food, liquors or dairy products, to provide for the appointment of a State Food  
6 Commissioner and his assistants, to define their powers and duties and to repeal  
7 all acts relating to the production, manufacture and sale of dairy and food  
8 products and liquors in conflict herewith," approved May 14, 1907, in force  
9 July 1, 1907, as amended, is amended to read as follows:

Sec. 17. Any person, firm or corporation who receives from any other  
2 person, firm or corporation, any milk or cream, or ice cream, in cans, bottles  
3 or vessels where such cans, bottles or vessels are to be returned, shall cause  
4 the said cans, bottles or vessels to be emptied before the said milk or cream,  
5 or ice cream contained therein becomes sour, and shall cause said cans, bottles  
6 or vessels to be immediately washed and thoroughly cleansed and aired.



1 Adopted May 17, 1921.

AMENDMENT NO. 1.

Amend House Bill No. 87, by striking out all of Section 17 and inserting in  
2 lieu thereof the following:

3       Sec. 17. Any person, firm or corporation who receives from any other  
4 person, firm or corporation any milk or cream or ice cream in cans or vessels in  
5 which milk or cream or ice cream is transported to receiving stations or dealers or  
6 manufacturers, whether over railroads, boat lines or public highways, shall  
7 thoroughly cleanse and sterilize all such cans and vessels before returning to the  
8 producer or person, firm or corporation from whom such cans or vessels were  
9 received.





1 Adopted June 8, 1921.

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AMENDMENT NO. 2.

Amend House Bill No. 87, in line 7 of Sec. 17, by striking out the word  
2 “sterilize” and substitute in lieu thereof the word “air.”







- 1 Introduced by Mr. Roberts, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Sections 9, 10, and 14 of an Act entitled, "An Act to revise the law in relation to replevin," approved February 9, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That Sections 9, 10 and 14 of an Act entitled, "An Act to revise the law in relation to replevin," approved February 9, 1874, in force July 1, 1874, as amended, are hereby amended to read as follows:

1. (9) When it appears by the return of the officer that any defendant or the property described in the writ, or any part thereof, is not found, *alias* and *pluries* writs directing the officer to summon such defendant and to take the property from the possession of the defendant and deliver the same to the plaintiff, may issue on the application of the plaintiff until such defendant is served or until such property is taken.

2. (10) Before the execution of any writ of replevin the plaintiff or some one else on his behalf shall give to the sheriff, constable, or other officer a bond

14 with sufficient security in double the value of the property about to be replevined,  
15 conditioned that he will prosecute such suit to effect and without delay and  
16 make return of the property, if return of the property shall be awarded, and  
17 save and keep harmless such sheriff, constable or other officer, as the case may  
18 be, in replevying such property and further conditioned for the payment of all  
19 costs and damages occasioned by wrongfully suing out said writ of replevin, and  
20 if the sureties on such bond at any time before trial shall become insolvent, a  
21 rule *nisi* shall be entered requiring good and sufficient replevin bond to be filed,  
22 and if the same shall not be so filed within the time fixed by the court, the suit  
23 shall be dismissed. Before the execution of any *alias* or *pluries* writ to take the  
24 property not found on the original writ, the plaintiff by himself or another shall  
25 give an additional bond in double the amount of the value of the property de-  
26 scribed in such *alias* or *pluries* writ with like conditions as the original bond and  
27 Sections 11, 12, 13, 15 and 16 of this Act shall apply to such bond as given as  
28 though said *alias* or *pluries* writ was an original writ of replevin.

29 3. (14) Upon such bond being given the sheriff, constable or other  
30 proper officer shall forthwith execute such writ, *alias* or *pluries*, as the case may  
31 be, by seizing and delivering the property therein mentioned to the plaintiff or  
32 his agent and by reading such writ to the defendant if he can be found.



- 1 Introduced by Mr. Rutshaw, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend the title and Sections 1, 2, 3, 4, 5 and 6 of "An Act for the relief of the blind," approved May 11, 1903, in force July 1, 1903, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly: Sections 1, 2, 3, 4, 5 and 6 of "An Act*  
3 *for the relief of the blind," approved May 11, 1903, in force July 1, 1903, as*  
4 *amended, are amended to read as follows:*

Sec. 1. It shall be obligatory upon any county to contribute such sum or  
2 sums of money from the charity or general funds toward the support of any  
3 blind or totally disabled person who may come under the provisions of this  
4 act. *A person who has lost both hands, both arms, both feet, or both legs, or*  
5 *any two thereof, or who has suffered the complete loss of the use thereof, or*  
6 *who has lost the use of one eye and the use of one of the above named mem-*  
7 *bers, or who is in constant need of a nurse or attendant, or who is totally help-*  
8 *less or permanently bedridden, shall be deemed to be totally disabled. Such cases*  
9 *of total disability shall not be construed as excluding others,*

Sec. 2. All male persons over the age of twenty-one years, and all female  
 2 persons over the age of eighteen years, who are declared to be blind *or totally*  
 3 *disabled* in the manner hereinafter set forth, and who come within the provi-  
 4 sions of this act, shall receive as a benefit *three hundred and sixty-five* dollars  
 5 per annum, payable quarterly, upon warrants properly drawn upon the treas-  
 6 urer of the county of which such person or persons are residents.

Sec. 3. No person or persons who are charges of any charitable institution  
 2 of this State or any county or city thereof, or persons having an income of more  
 3 than *seven hundred and fifty* dollars per annum (*exclusive of any benefits re-*  
 4 *ceived under any federal or state pension, soldiers' or sailors' insurance or*  
 5 *relief laws*), or persons who have not resided within the State of Illinois con-  
 6 tinuously for ten consecutive years and in their respective counties three years,  
 7 immediately before applying for said benefit, shall be entitled to the provisions  
 8 of this Act.

Sec. 4. It is made the duty of the board of county commissioners or board  
 2 of supervisors in each county in this State, to appoint a *regularly* practicing  
 3 physician whose official title shall be "examiner of the blind *and totally dis-*  
 4 *abled*," who shall keep an office open in some convenient place during the entire  
 5 year for the examining of applicants for said benefit.

Sec. 5. It is made the duty of the examiner of the blind *and totally dis-*  
 2 *abled* to examine all applicants for benefits, referred to him by the board of  
 3 county commissioners or board of supervisors, and to endorse on *each* applica-  
 4 tion a certificate to the applicant, showing whether he is blind *or totally dis-*  
 5 *abled* or not. Said examiner shall keep a register in which he shall enter the  
 6 facts contained in each certificate. He shall be paid from the county treasury  
 7 for his services the sum of two dollars for each applicant so examined.

Sec. 6. *Any person* claiming the benefit provided herein may go before the  
 2 county clerk of *his* county, and make affidavit with him bringing with him the facts which



3 the provisions of this Act, which shall be deemed an application for said bene-  
4 fits; two citizens, residents of the county, shall be required to make affidavits  
5 to the fact that they have known said applicant to be a resident of the county  
6 for the three years immediately preceding the filing of said application; the  
7 county clerk shall immediately refer the application to the examiner of the blind  
8 *and totally disabled* for said county.

Sec. 2. The title of said act is amended to read as follows: "*An Act for*  
2 *the relief of the blind and totally disabled.*" -





- 1 Introduced by Mr. Smejkal, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an additional appropriation to the Département of Public Health.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* There is appropriated to the Department  
3 of Public Health the sum of \$30,000 for the period ending June 30, 1921, for the  
4 following object and purpose:  
5 Operation .....\$30,000

Sec. 2. This appropriation is subject to the provisions of “An Act in re-  
2 lation to State finance,” approved June 10, 1919, in force July 1, 1919.

Sec. 3. Because of an emergency, this Act shall take effect upon its  
2 passage.





- 1 Introduced by Mr. Stubbles, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 4 of Division V of "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: Section 4 of Division V of "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended is amended to read as follows:*

Sec. 4. When the person complained of is brought before the court or magistrate, if the charge is controverted, the testimony produced on both sides shall be heard. *In any such proceeding before a justice of the peace or police magistrate, the defendant may have the cause tried by a jury if he shall so demand before the hearing is entered upon. He shall not be required to advance the jury fees.*







- 1 Introduced by Mr. Stubbles, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

## A BILL

For an Act to regulate the hours of labor of employees in the police department of cities, villages and incorporated towns.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* No employee of the police department of any city, village or incorporated town within this State shall be required to be on duty more than eight hours in any one day. But the head or chief of any such department, his aids or assistants, may, in case of any great emergency or necessity, require such employees to remain on duty more than eight hours per day during such emergency or necessity.

Sec. 2. Any mayor or president, or any board or chief of any police department, or any member of any board of fire and police commissioners, of any city, village or incorporated town, who violates or knowingly permits the violation of the provisions of this Act is guilty of a misdemeanor and shall be fined in any sum not less than twenty-five nor more than two hundred dollars.





- 1 Introduced by Mr. Walker, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to repeal an Act entitled, “An Act to amend an Act to revise the law in relation to universities, colleges, academies, and other institutions of learning, approved March 24, 1874.” Approved June 28, 1919, and to abate actions thereunder.

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SECTION 1. *Be it enacted by the People of the State of Illinois represented in the General Assembly:* That “An Act to amend an act to revise the law in relation to universities, colleges, academies, and other institutions of learning,” approved March 24, 1874, in force July 1, 1874, which amended Act was approved June 28, 1919, be and the same is hereby repealed and all actions now pending or hereafter commenced under and by virtue of said amendment be and the same are hereby abated.

Sec. 2. Whereas, an emergency is declared to exist, and this Act shall take effect upon its passage.







1 Adopted March 22, 1921

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AMENDMENT NO. 1.

Amend the title of said bill by striking out the following words "And to  
2 abate actions thereunder."

AMENDMENT NO. 2.

Strike out from lines 5, 6 and 7 of Section 1 the following words: "and all  
2 actions now pending or hereafter commenced under and by virtue of said amend-  
3 ment be, and the same are hereby abated."

4 And add to said Section 1 the following: "but the repeal of said Act shall  
5 not abate or affect in any way the prosecution to a final decree of any bill in chan-  
6 cery that has hitherto been filed, and is now undetermined in any court in this  
7 State, to enforce any right or cause of action given or created under said Act,  
8 and any such bill in chancery may be prosecuted to a final decree and the form of  
9 procedure shall be the same as provided for in said Act to the same extent and  
10 with like effect as if said Act has not been repealed by this Act, and this repeal  
11 shall not be taken, construed or held to abate, avoid or impair any right or cause  
12 of action, existing or created under and by virtue of said Act, in any case where  
13 a bill in chancery has been filed to enforce such right or cause of action created  
14 or provided for in said former Act, but all such right, actions and causes of action  
15 are hereby expressly saved in such cases."





- 1 Introduced by Mr. Young, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

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## LEVY AND EXTENSION OF TAXES.

### A BILL

For an Act to amend Section 2 of an Act entitled, "An Act concerning the levy and extension of taxes," approved May 9, 1901, in force July 1, 1901, as subsequently amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assemblys* That Section 2 of an Act entitled, "An Act concerning the levy and extension of taxes," approved May 9, 1901, in force July 1, 1901, as subsequently amended, be and the same is hereby further amended to read as follows:

Sec. 2. The county clerk in each county shall ascertain the rates per cent required to be extended upon the assessed valuation of the taxable property in the respective towns, townships, districts, incorporated cities and villages in his county, as equalized by the State Board of Equalization for the current year, to produce the several amounts certified for extension by the taxing authorities in said county (as the same shall have been reduced as hereinbefore provided in all cases where the original amounts exceed the amount authorized by law):

13 *Provided, however,* that if the aggregate of all taxes (exclusive of State taxes,  
 14 township taxes, village taxes, levee taxes, public tuberculosis sanitarium taxes,  
 15 pension fund taxes, school building taxes, high school taxes, district school taxes,  
 16 and all other school taxes in school districts having not more than 100,000 in-  
 17 habitants, road and bridge taxes, and taxes levied for the payment of the prin-  
 18 cipal of and the interest on bonded indebtedness of cities, and for the payment  
 19 of the principal of and the interest on park bonds hereafter issued, and exclu-  
 20 sive of taxes levied pursuant to the mandate or judgment of any court of record  
 21 on any bonded indebtedness), certified to be extended against any property in  
 22 any part of any taxing district or municipality, shall exceed two per cent of  
 23 the assessed valuation thereof upon which the taxes are required to be extended,  
 24 the rate per cent of the tax levy of such taxing district or municipality shall be  
 25 reduced as follows: The county clerk shall reduce the rate per cent of the tax  
 26 levy of such taxing district or municipality in the same proportion in which it  
 27 would be necessary to reduce the highest aggregate per cent of all the tax levies  
 28 (exclusive of State taxes, township taxes, village taxes, levee taxes, public tuber-  
 29 culosis sanitarium taxes, pension fund taxes, school building taxes, high school  
 30 taxes, district school taxes and all other school taxes in school districts having not  
 31 more than 100,000 inhabitants, road and bridge taxes, and taxes levied for the  
 32 payment of the principal of and the interest on bonded indebtedness of cities,  
 33 and for the payment of the principal of and the interest on park bonds hereafter  
 34 issued, and the exclusive of taxes levied pursuant to the mandate or judgment of  
 35 any court of record on any bonded indebtedness), certified for extension upon  
 36 any of the taxable property in said taxing district or municipality, to bring the  
 37 same down to two per cent of the assessed value of said taxable property upon  
 38 which said taxes are required by law to be extended: *Provided, further,* that in  
 39 reducing tax levies hereunder from the taking effect of this Act to and includ-  
 40 ing the year A. D. 1921, the rate per cent of the tax levy for county purposes in  
 41 counties having a population of over 300,000 shall not be reduced below a rate  
 42 of thirty-six and two-thirds cents on each one hundred dollars assessed value



43 (exclusive of levies to pay the prinpal of and interest on bonded indebtedness  
44 and judgments and Mothers' Pension Fund), and thereafter shall not be re-  
45 duced below a rate of thirty cents on each one hundred dollars assessed value  
46 (exclusive of levies to pay the principal and interest on bonded indebtedness,  
47 judgments and Mothers' Pension Fund), and in counties having a population of  
48 less than 300,000 the rate of the tax levy for county purposes shall not be re-  
49 duced below a rate of fifty cents on each one hundred dollars assessed value (ex-  
50 clusive of levies to pay the principal of and interest on bonded indebtedness and  
51 judgments), and the rate per cent of the tax levy for city or village purposes  
52 (exclusive of library, public tuberculosis sanitarium, pension fund, school and  
53 park purposes and exclusive of the taxes levied for the payment of the principal  
54 of and the interest on bonded indebtedness in cities and villages having a popula-  
55 tion of over 150,000 shall not be reduced below a rate of one dollar and forty-  
56 three and one-third cents (\$1.43 1-3) on each one hundred dollars assessed value,  
57 and the rate per cent of the school tax for educational purposes shall not be re-  
58 duced below a rate of one dollar and twenty cents on each one hundred dollars  
59 assessed value, and the rate per cent of the tax levy for library purposes shall not  
60 be reduced below a rate of five and one-third cents on each one hundred dollars  
61 assessed value, and the rate per cent of the tax levy for city or village purposes  
62 (exclusive of library, school and park purposes, and exclusive of the taxes  
63 levied for the payment of the principal of and the interest on bonded indebted-  
64 ness and judgments) in cities and villages having a population of less than 150,  
65 000, shall not be reduced below a rate of one dollar and thirty-three and one-  
66 third cents (\$1.33 1-3) on each one hundred dollars assessed value, and the rate  
67 per cent of the school tax levy for educational purposes shall not be reduced  
68 below the maximum rate allowed by law and the rate per cent of the tax levy for  
69 park purposes in districts organized and existing under an Act entitled "An Act  
70 to provide for the creation of pleasure driveway and park districts," approved  
71 June 19, 1893, in force July 1, 1893, shall not be reduced below a rate of forty  
72 cents on each one hundred dollars assessed value (exclusive of levies to pay the



73 principal and interest on bonded indebtedness and judgments, and the rate per  
 74 cent of the tax levy for park purposes in districts organized and existing under  
 75 an Act entitled "*An Act to provide for the organization of park districts and the*  
 76 *transfer of submerged lands to those bordering on navigable bodies of water,*"  
 77 approved June 24, 1895, in force July 1, 1895, shall not be reduced below a rate  
 78 of twenty-three cents on each one hundred dollars assessed value (exclusive of  
 79 levies to pay the principal and interest on bonded indebtedness and judgments),  
 80 but the other taxes which are subject to reduction under this section shall be sub-  
 81 ject only to such reduction, respectively, as would be made therein under this sec-  
 82 tion if this proviso were not inserted herein: *And, provided, further,* in reducing  
 83 tax levies hereunder, all school taxes levied in cities exceeding 150,000 inhabit-  
 84 ants, with the exception of the levy for school building purposes, shall be in-  
 85 cluded in the taxes to be reduced.

86       The rate per cent of the tax levy of every county, city, village, town, town-  
 87 ship, park district, sanitary district, road district, and other public authorities  
 88 (except the State), shall be ascertained and determined (and reduced when nec-  
 89 essary as above provided) in the manner hereinbefore specified, and shall then be  
 90 extended by the county clerk upon the assessed value of the property subject  
 91 thereto (being one-half of the full value thereof) as equalized according to law.  
 92 In reducing the rate per cent of any tax levy as hereinbefore provided, the rates  
 93 per cent of all tax levies certified to the county clerk for extension as originally  
 94 ascertained and determined under Section 1 of this Act, shall be used in ascer-  
 95 taining the aggregate of all taxes certified to be expended without regard to any  
 96 reduction made therein under this section: *Provided,* that no reduction of any  
 97 tax levy made hereunder shall diminish any amount appropriated by corporate  
 98 or taxing authorities for the payment of the principal or interest on bonded  
 99 debt, or levied pursuant to the mandate or judgment of any court of record.  
 100 And to that end every such taxing body shall certify to the county clerk, with its  
 101 tax levy, the amount thereof required for any such purposes.

102       In case of a reduction hereunder any taxing body whose levy is affected  
103 thereby and whose appropriations are required by law to be itemized, may, after  
104 the same have been ascertained, distribute the amount of such reduction among  
105 the items of its appropriations, with the exceptions aforesaid, as it may elect. If  
106 no such election is made within three months after the extension of such tax,  
107 all such items, except as above specified, shall be deemed to be reduced pro rata.





- 1 Introduced by Mr. Scanlan, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act making an appropriation to the County of LaSalle for payment of an  
award to said county by the Court of Claims.

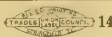
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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The sum of one thousand nine hundred  
3 thirty-eight (\$1,938.00) dollars is hereby appropriated to the County of La-  
4 Salle in payment of an award made to said county by the Court of Claims on  
5 the 19th day of January, A. D. 1921, for damages caused by flooding the  
6 property of said county by reason of a break in the Illinois & Michigan Canal.

Sec. 2. The Auditor of Public Accounts is hereby authorized and di-  
2 rected to draw his warrant for the sum herein appropriated, upon the pres-  
3 entation of a voucher therefor signed by the county treasurer of LaSalle  
4 County, Illinois, attested by the county clerk of said county with the seal of  
5 said county thereto attached.







- 1 Introduced by Mr. Scanlan, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to amend Sections 14, 211 and 213 of "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 14, 211 and 213 of "An Act to  
3 establish and maintain a system of free schools," approved and in force June  
4 12, 1909, as amended, are amended to read as follows:

Sec. 14. Upon the receipt of a certificate from the Auditor of Public Accounts  
2 of the amount of the State school fund due the county, the county superintend-  
3 ent shall apportion the same to the townships and parts of townships in his  
4 county in which schools have been maintained as provided by law, according to  
5 the number of persons under twenty-one years of age returned to him, and shall  
6 certify and approve vouchers and file such vouchers with the county treasurer for  
7 the distributive share belonging to each township and fractional township in his  
8 county. The county superintendent shall also apportion, in like manner, and  
9 shall pay the amount of other funds held by him for distribution. No voucher

10 shall be made and filed with the county treasurer, and no money shall be dis-  
11 tributed by the county superintendent to the township treasurer from any fund,  
12 unless such township treasurer shall have filed his bond, or, if re-elected, shall  
13 have renewed his bond and filed the same as required by law.

Sec. 211. On the first Monday in January, annually, the Auditor of Public  
2 Accounts shall apportion the common school fund in the manner following:

3 (a) There shall be set aside annually by the Auditor from the common  
4 school fund of the State and paid into the State treasury for the maintenance  
5 and administration of the Illinois Teachers' Pension and Retirement Fund, an  
6 amount sufficient to meet all the demands made upon said pension and retire-  
7 ment fund, in accordance with the provisions of an Act entitled, "An Act in rela-  
8 tion to an Illinois State Teachers' Pension and Retirement Fund," approved  
9 May 27, 1915, which amount until otherwise provided by law shall be equal to  
10 one-fifth of one mill upon each dollar of the assessed valuation of all the tax-  
11 able property of the State exclusive of cities and school districts not coming  
12 under the provisions of the State Teachers' Pension and Retirement Fund Act,  
13 *provided*, that that portion of the common school fund apportioned to cities or  
14 school districts not coming under the provisions of said Act shall not be  
15 diminished or affected by the provisions of this section. The Auditor shall draw  
16 his warrants quarterly upon the State Treasurer for payments from the Illi-  
17 nois State Teachers' Pension and Retirement Fund, upon the presentation of  
18 proper vouchers as provided by law.

19 (b) There shall be set aside by the Auditor and paid by him to the State  
20 Treasurer annually from the common school fund, an amount equal to one-fifth  
21 of one mill upon each dollar of the assessed valuation of all taxable property of  
22 the State within any city and school district coming under the provisions of an  
23 Act entitled, "A (An) Act to enable any board of school inspectors or any body  
24 or board of officials which governs or has charge of the affairs of any school  
25 district having a population of not fewer than ten thousand (10,000) and not  
26 more than one hundred thousand (100,000) inhabitants and governed by special

27 Acts of the General Assembly of this State and in such other districts as may  
28 hereafter be ascertained by any special or general census to have such popula-  
29 tion and which school districts are also governed by like special Acts to establish  
30 and maintain a Teachers' Pension and Retirement Fund," approved June 27,  
31 1913, as amended. The moneys set aside as provided in this sub-division shall  
32 be taken only from that part of the common school fund which under the law  
33 would otherwise be distributed to the counties wherein a teachers' pension  
34 fund is or may be established under the above named Act of June 27, 1913, and  
35 the Auditor shall draw his warrants upon the State Treasurer proportionately  
36 for the respective cities and school districts payable to the treasurer of the  
37 board of school inspectors and to all other boards of directors, boards of educa-  
38 tion and boards of school inspectors in such cities or districts in accordance  
39 with the provisions of the Act above named, who shall credit such sums so paid  
40 to him or them to the teachers' pension and retirement fund under the provi-  
41 sions of said Act of June 27, 1913.

42 (c) There shall be set aside by the Auditor annually and paid into the State  
43 treasury the aggregate of all amounts payable from the State school fund as  
44 and for compensation for county superintendents of schools, as provided in an  
45 Act entitled, "An Act concerning fees and salaries and to classify the several  
46 counties of this State with reference thereto," approved March 29, 1872, as  
47 amended, and the Auditor shall draw his warrants upon the State Treasurer quar-  
48 terly for the payment to the several county superintendents of their compensa-  
49 tion as fixed by law.

50 (d) When any State institution is located in a school district having fewer  
51 than one thousand inhabitants, and the State owns one-eighth or more of the  
52 total land area of such district, and pupils, who are members of families em-  
53 ployed in said institution, attend the public school in said district, there shall be  
54 set aside by the Auditor annually and paid into the State treasury the sum  
55 hereinafter named, and the Auditor shall draw his warrant upon the State  
56 Treasurer for the payment of said sum to the board of directors of said school

57 district. Said amount shall equal the sum which said land owned by the State  
 58 would be required to pay in taxes, if privately owned, based upon the tax rate for  
 59 school purposes in said district, computing the value per acre at the average  
 60 value per acre of the equalized assessed value of all the land assessed in said dis-  
 61 trict: *Provided*, that annually on or before the first Monday in December of each  
 62 year, the president and secretary of said board of directors of said district shall  
 63 certify to the Auditor of Public Accounts the following matters:

64 A—The name of the State Institution.

65 B—The total land area of said district in acres.

66 C—The total ownership of the land of the State in acres.

67 D—The total equalized assessed value of all the land in said district.

68 E—The rate of tax levy for said district for said year.

69 F—The number of pupils who are members of families employed in such  
 70 State Institution.

71 (e) The remainder of said fund shall be apportioned to each county in  
 72 proportion to the number of persons in each county under the age of twenty-one  
 73 years, as ascertained from the next preceding State or Federal census.

74 (f) The Auditor of Public Accounts shall certify to the county superintend-  
 75 ent of schools of each county the amount of the distributive share apportioned to  
 76 his county. He shall also issue an order on the county treasurer to pay to the  
 77 respective township treasurer, upon vouchers certified and approved by the  
 78 county superintendent of schools, the amount of such order out of the funds col-  
 79 lected by him not otherwise appropriated and the county treasurer shall take the  
 80 receipt of the township treasurer therefor.

Sec. 213. If a collector shall fail or refuse to pay the amount of an auditor's  
 2 order, or any part thereof, by the first day of March, annually, or as soon there-  
 3 after as it may be presented, the county superintendent, for the use of the proper  
 4 township treasurer, shall begin an action of debt against the collector and his se-  
 5 curities in any court having competent jurisdiction, and unless it shall appear to  
 6 the satisfaction of the court that on the first day of March, or on the day of pre-



7   sentation of payment thereafter, the collector had not collected funds sufficient  
8   to pay such order, interest at the rate of twelve per cent per annum upon the  
9   amount due shall be assessed as damages and included in the judgment against  
10  the collector.







1 Adopted March 30, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 96, by inserting after the word “therefor” in line 80  
2 of Section 211, page 4 of the printed bill, a new sentence to read as follows:

3 “The County Treasurer shall pay and disburse such fund upon such  
4 vouchers and shall not be entitled to demand, collect, receive, retain or deduct  
5 any charges, commissions, fees or other costs for or on account of the receipt,  
6 keeping and disbursement of such fund.”





1 Adopted April 20, 1921.

AMENDMENT NO. 2.

Amend House Bill No. 96 by striking out in line ten of section 211 of the  
2 printed bill the compound word "one-fifth" and by inserting in lieu thereof the  
3 compound word "two-fifteenths."

AMENDMENT NO. 3.

Amend House Bill No. 96 by striking out in line 20 in Section 211 of the  
2 printed bill the compound word "one-fifth" and by inserting in lieu thereof the  
3 compound word "two-fifteenths."

AMENDMENT NO. 4.

Amend House Bill No. 96 by inserting after the syllable "tract" in  
2 line 61 of section 211 of the printed bill the following: "*And provided fur-*  
3 *ther*, that when the State acquires or has heretofore acquired by condemnation,  
4 or property subject to condemnation, any improvements, switch tracks, and  
5 rolling stock in connection therewith, the equalized value of which at the time  
6 of acquisition by the State is \$15,000.00, or in excess thereof, there shall be  
7 added to said sum so computed, an additional sum which said improvements,  
8 switch tracks, and rolling stock connected therewith, should be required to pay  
9 in taxes, if privately owned, based upon the tax for school purposes in said dis-  
10 trict; and in said improvements, switch tracks and rolling stock should decrease  
11 in value or become valueless, such facts shall be determined in the usual manner  
12 of assessment of property for tax purposes.

## AMENDMENT NO. 5.

Amend House Bill No. 96 by inserting between lines 70 and 71 of section  
2 211 of the printed bill the following:

3 G—The assessed equalized value of improvements, switch tracks, or roll-  
4 ing stock.





- 1 Introduced by Mr. Joyce, February 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 2 of an Act entitled, "An Act to provide for the manner of issuing warrants upon the Treasurer of the State or of any county, township, city, village or other municipal corporation and jurors' certificates," approved June 27, 1913, in force July 1, 1913.

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**SECTION 1.** *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 2 of an Act entitled, "An  
3 Act to provide for the manner of issuing warrants upon the Treasurer of the  
4 State or of any county, township, city, village or other municipal corporation  
5 and jurors' certificates," approved June 27, 1913, in force July 1, 1913, be and the  
6 same is hereby amended to read as follows:

Sec. 2. That whenever there is not sufficient money in the treasury of any  
2 county, city, town, village or other municipal corporation to meet and defray  
3 the ordinary and necessary expenses thereof, including all expenses for building  
4 purposes, it shall be lawful for the proper authorities thereof to provide a fund  
5 to meet all said expenses by issuing and disposing of warrants drawn against and

6 in anticipation of any taxes already levied by said authorities for the payment of  
7 all such ordinary and necessary expenses of such county, city, town, village or  
8 other municipal corporation, to the extent of *ninety-five* per centum of the total  
9 amount of any such tax levied: *Provided, however,* that warrants drawn and  
10 issued under the provisions of this section shall show upon their face that they  
11 are payable solely from said taxes when collected and not otherwise, and shall  
12 be received by any collector of taxes in payment of the taxes against which they  
13 are issued, and which taxes against which said warrants are drawn, shall be set  
14 apart and held for their payment.



1 Adopted March 29, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 97, by striking out the word “ninety-five” in line 8  
2 of Section 2, of the printed bill, and by substituting the word “ninety” in lieu  
3 thereof.





- 1 Introduced by Mr. Arnold, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act entitled, "An Act making abstracts of title certified to by abstractors or attorneys at law *prima facie* evidence of what they purport to show in suits to quiet title and other suits affecting title to real estate."

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That, in suits to quiet title and in all suits  
3 affecting the title to real estate, abstracts of title duly certified to by an ab-  
4 streter or an attorney at law shall be *prima facie* evidence of what they purport  
5 to show.







- 1 Introduced by Mr. Douglas, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

A BILL

For an Act to indemnify owners of property for damages occasioned by criminal explosions.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Whenever any property, real or personal,  
3 shall be destroyed or damaged with criminal intent by the explosion of bombs  
4 or containers of nitro-glycerine, dynamite, gun powder or other explosive, the  
5 city in which the property is located, or if not within the corporate limits of  
6 any city, then the county in which the property if located, shall be liable to the  
7 extent of three-fourths of such damage in an action on the case or other appro-  
8 priate action to the person whose property was destroyed or damaged.

Sec. 2. No person or corporation shall be entitled to recover in any such  
2 action if the destruction or damage was occasioned, permitted or aided by the  
3 carelessness, negligence or wrongful act of such person or corporation, nor unless  
4 such person or corporation exercised all reasonable care to prevent the destruc-  
5 tion or damage.

Sec. 3. The person or corporation whose property shall have been destroyed  
2 or damaged shall present to the city or county within thirty days after the de-  
3 struction or injury a notice of claim for damages; and action shall be brought  
4 by such person or corporation within twelve months after the destruction or  
5 injury occurs and not otherwise. Nothing in this Act shall be construed to  
6 authorize any recovery from any city or county in such case by the United  
7 States, the State of Illinois, or any county, for the destruction or damage to  
8 property.

Sec. 4. Any city or county which may have settled with and paid the owner  
2 of any such property the damages sustained, or against which a judgment for  
3 such other damages shall have been recovered, may recover the amount of such  
4 payment or such judgment, together with costs, from any person or persons  
5 engaged in the destruction or injury of the property.

Sec. 5. No person or corporation shall be entitled to recover both under  
2 the provisions of this Act and by virtue of an Act entitled, "An Act to indem-  
3 nify the owners of property for damages occasioned by mobs and riots,"  
4 approved June 15, 1887, in force July 1, 1887, for one and the same destruc-  
5 tion or damage to property, but recovery under the provisions of either Act shall  
6 be a bar to any other suit upon the same cause of action.

- 1 Introduced by Mr. Ginders, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended, by adding to Division I thereof one section to be known as Section 176a.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* An Act entitled, "An Act to revise the law  
3 in relation to criminal jurisprudence," approved March 27, 1874, in force July 1,  
4 1874, as amended, is amended by adding to Division I thereof one section to be  
5 known as Section 176a, to read as follows:

Sec. 176a. It shall be unlawful for any owner or manager of any public  
2 laundry, or any agent or employee thereof, to sleep or to cook or prepare any  
3 food in any room in which clothing, wearing apparel or articles of household use  
4 are laundried, ironed or stored. It shall also be unlawful for any person owning  
5 or managing any public laundry or any agent or person employed therein, to  
6 dampen or moisten any clothing, wearing apparel or articles of household use, in  
7 the process of laundering or ironing, by blowing, spitting or expectorating there-

8 on from his or her mouth. Any violation of the provisions of this Act shall be a  
9 misdemeanor punishable by a fine of not less than five dollars (\$5.00) nor more  
10 than one hundred dollars (\$100.00).





- 1 Introduced by Mr. Ginders, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on License and  
Miscellany.

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## A BILL

For an Act to regulate the rates charged by hotels, inns and public lodging houses  
for sleeping accommodations furnished to transient guests.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Every person operating and maintaining  
3 a hotel, inn or public lodging house in the State, shall file with the Secretary  
4 of State, before the first day of January and July in each year, a full and com-  
5 plete schedule of the rate or rates by the day to be charged for each room  
6 used for the accommodation of transient guests, for the period of six months  
7 beginning on the first day of January or July next after the filing of the  
8 schedule.

9 Every such person shall also post and maintain in a conspicuous place at  
10 or near the office of his hotel, inn or public lodging house, and in each room used  
11 for the accommodation of transient guests, a card or notice containing a full and  
12 complete schedule of the rate or rates charged for each room for furnishing  
13 sleeping accommodations to transient guests. Such card or notice shall be not

14 less than ten by twelve inches in size and the schedule printed thereon shall be  
15 in plain black type not less than one-sixteenth of an inch in height.

Sec. 2. A person operating a hotel, inn or public lodging house shall not  
2 change, alter or modify in any manner, the rate or rates specified in his sched-  
3 ule, except as herein provided.

4 No more than two changes of the rate or rates of any hotel, inn or public  
5 lodging house, may be made in any one year; and no change in the rate or rates  
6 shall be effective until thirty days after a new schedule containing the proposed  
7 new rates has been filed with the Secretary of State nor until after notice has  
8 been given of the proposed new rates by publication in at least one newspaper  
9 having a general circulation published in the county, city, town or village in  
10 which such hotel, inn or public lodging house is located. Such notice shall con-  
11 tain a full and complete schedule of the rate or rates to be charged for each  
12 room, and shall note the increase or decrease in rates.

Sec. 3. A filing fee of one dollar shall be paid to the Secretary of State for  
2 each schedule filed under the provisions of this Act.

Sec. 4. No person operating any hotel, inn or public lodging house shall  
2 charge any transient guest for any room therein used for sleeping accommoda-  
3 tions, an amount in excess of the daily rate specified in his schedule for such  
4 room.

5 No person operating any hotel, inn or public lodging house shall make any  
6 false representation concerning the occupancy or reservation of any room or  
7 rooms in his hotel, inn or public lodging house, with the intention or purpose  
8 of causing or inducing any transient guest to accept and occupy a room or rooms  
9 listed at a higher rate in his schedule.

Sec. 5. Any person violating any of the provisions of this Act is guilty of  
2 a misdemeanor, and shall be punished by a fine of not more than two hundred

3 dollars (\$200.00) or imprisoned in the county jail for a period not exceeding  
4 six (6) months, or both such fine and imprisonment.

Sec. 6. This Act shall not apply to any hotel, inn or public lodging house  
2 which contains not more than seventy-five (75) rooms used for furnishing sleep-  
3 ing accommodations to transient guests.





- 1 Introduced by Mr. Ginders, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to repeal Section 32 of "An Act in relation to motor vehicles and to repeal a certain Act therein named," approved June 30, 1919, in force January 1, 1920.

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SECTION 1. *Be it enacted by the People of the State of Illinois*  
2 *represented in the General Assembly:* Section 32 of "An act in relation to motor  
3 vehicles and to repeal a certain Act therein named," approved June 30, 1919,  
4 in force January 1, 1920, is repealed.







- 1 Introduced by Mr. Ginders, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to repeal "An Act to make unlawful the damaging or unauthorized tampering or meddling with a motor vehicle or with the motor or other parts thereof, and providing a penalty therefor," approved June 27, 1917, in force July 1, 1917.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* "An Act to make unlawful the damaging  
3 or unauthorized tampering or meddling with a motor vehicle or with the motor  
4 or other parts thereof, and providing a penalty therefor," approved June 27,  
5 1917, in force July 1, 1917, is repealed.





- 1 Introduced by Mr. Kauffman, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act concerning future interests.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That no future interest shall fail or be  
3 defeated by the determination of any precedent estate or interest prior to the  
4 happening of the event or contingency on which the future interest is limited to  
5 take effect.







- 1 Introduced by Mr. Pace, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act making additional appropriations to the State Normal Schools.

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WHEREAS, The Budget presented to the Fifty-first General Assembly was  
2 made just after the signing of the Armistice when it was the general belief that  
3 prices would rapidly decline to the pre-war level; consequently the State normal  
4 schools were granted for salaries of teachers and instructors and wages of em-  
5 ployes only a fifteen per cent increase over 1917, a twenty-one per cent average  
6 over 1913. But salaries and wages in the public-school service, in the trades and  
7 industries, in other professions, and the cost of living have increased from 75  
8 to 150 per cent since 1913; and

9 WHEREAS, In the past two years the normal schools out of their faculties  
10 of 251 members have lost 123 by resignation, most of them because of inadequate  
11 compensation. Others were induced to remain and new teachers were employed  
12 upon the promise that an earnest effort would be made to secure an emergency  
13 appropriation to improve salaries in the latter half of the year. Funds for the  
14 employment of transient employes are exhausted; operating and clerical em-

15 ployes could not be retained at the salaries fixed in the appropriation. Now,  
16 therefore,

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That the additional sum of \$91,215.00 is  
3 hereby appropriated to the Department of Registration and Education for the  
4 use of the State normal schools until the expiration of the first fiscal quarter  
5 after the adjournment of the Fifty-second General Assembly, for improving  
6 salaries of teachers and instructors and wages of employes, said amount to be  
7 apportioned among the State normal schools as follows: .

|   |          |
|---|----------|
| 8 To the State Normal University.....                 | \$25,465 |
| 9 To the Southern Illinois State Normal School .....  | 17,334   |
| 10 To the Eastern Illinois State Normal School .....  | 16,327   |
| 11 To the Northern Illinois State Normal School ..... | 17,009   |
| 12 To the Western Illinois State Normal School .....  | 15,080   |

Sec. 2. The State Normal School Board shall apportion the increase of  
2 salaries and wages hereby appropriated among the various persons entitled to  
3 receive the same.

Sec. 3. The appropriations herein made shall be subject to all the provi-  
2 sions, conditions and limitations of an Act entitled, "An Act in relation to State  
3 finance," approved June 10, 1919, in force July 1, 1919."

Sec. 4. Whereas, an amergency exists, therefore this Act shall take effect  
2 and be in force from and after its passage.



1 Adopted March 16, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 105, as printed in the House, page 2, by striking out  
2 all of Section 2 and inserting in lieu thereof the following words and figures:

Sec. 2. The funds hereby appropriated are to provide for an increase in  
2 the rates of pay at the Normal Schools for the second eighteen (18) weeks of the  
3 present school year for the faculty employed on the thirty-six (36) weeks' basis  
4 and for the second six (6) months of the present fiscal year for officers and em-  
5 ployees on a twelve (12) months' basis. The Normal School Board shall submit  
6 a schedule providing increased pay for present incumbents to be approved by the  
7 Director of the Department of Registration and Education and the Director of  
8 the Department of Finance before becoming effective. The pay rolls shall be  
9 issued in accordance with said approved schedule of salaries and wages.



- 1 Introduced by Mr. W. B. Phillips, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 39 of the "Motor Vehicle Law," approved June 30, 1919, in force January 1, 1920.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 39 of the "Motor Vehicle Law,"  
3 approved June 30, 1919, in force January 1, 1920, is amended to read as follows:

Sec. 39. Whoever *feloniously takes or* steals any motor vehicle or receives  
2 or buys any motor vehicle, knowing the same to have been stolen, with intent,  
3 by such receiving or buying to defraud the owner, or conceals any motor ve-  
4 hicle knowing the same to have been stolen, shall be imprisoned in the State pen-  
5 itentiary *for not less than ten years nor more than twenty years.*







- 1 Introduced by Mr. Sawyer, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act in relation to charitable trusts.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* In all cases where a trust for a public  
3 charity has been established and is in active operation, the same shall not be an-  
4 nulled, set aside or declared void for any uncertainty of the object expressed  
5 in the declaration made by the original settlor, unless the party attacking such  
6 trust shall prove by a clear preponderance of the evidence, that the property is  
7 not being devoted to and used for a purpose that falls within the general object  
8 stated in such declaration by the settlor.

Sec. 2. In all cases where a trust for a public charity has been established  
2 and is in active operation, the same shall not be annulled, set aside or declared  
3 void for any uncertainty of the object expressed in the declaration made by the  
4 original settlor, if the property involved in such trust would, in case the said  
5 trust were set aside, be under the terms of any other declaration of the settlor,  
6 used for or devoted to some other public charity.





- 1 Introduced by Mr. Scanlan, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

## A BILL

For an Act to amend Section Eleven (11) of an Act entitled, “An Act to provide for the partial support of mothers whose husbands are dead or have become permanently incapacitated for work by reason of physical or mental infirmity when such mothers have children under fourteen years of age, and are residents of the county in which application for relief is made; and, also, to provide for the probationary visitation, care and supervision of the family for whose benefit such support is provided.” Approved June 30th, 1913. In force July 1st, 1913, as subsequently amended.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 11 of an Act entitled, “An  
3 Act to provide for the partial support of mothers whose husbands are dead or  
4 have become permanently incapacitated for work by reason of physical or mental  
5 infirmity when such mothers have children under fourteen years of age, and are  
6 residents of the county in which application for relief is made; and, also, to pro-  
7 vide for the probationary visitation, care and supervision of the family for

8 whose benefit such support is provided," approved June 30th, 1913, in force  
9 July 1st, 1913, as subsequently amended, be amended to read as follows:

Sec. 11. Such relief shall be granted by the court only upon the following  
2 conditions:

3 (1) The child or children for whose benefit the relief is granted must be  
4 living with the mother of such child or children; (2) the court must find that it is  
5 for the welfare of such child or children to remain at home with the mother;  
6 (3) the relief shall be granted only when in the absence of such relief the mother  
7 would be required to work regularly away from her home and children, or when  
8 in the absence of such relief it would be necessary to commit such child or chil-  
9 dren to a dependent institution and when by means of such relief she will be able  
10 to remain at home with her children, except that she may be absent for work a  
11 definite number of days each week to be specified in the court's order, when such  
12 work can be done by her without the sacrifice of health or the neglect of home and  
13 children; (4) such mother must, in the judgment of the court, be a proper per-  
14 son, physically, mentally and morally fit, to have the care and custody of her  
15 children; (5) the relief granted shall, in the judgment of the court, be necessary  
16 to save the child or children from neglect; (6) a mother shall not receive such  
17 relief who is the owner of real property or personal property other than the  
18 household goods, but no mother who shall be the holder of, or entitled to a home-  
19 stead under the exemption laws of this State, or who is the holder of, or entitled  
20 to, a dower right in real estate, provided the fair cash market value of *her inter-*  
21 *est in* said real estate is not *worth* more than one thousand (\$1,000) dollars, shall  
22 be denied relief under the provisions of this Act; (7) a mother shall not receive  
23 such relief who has not resided in the county where the application is made at  
24 least three years next before such application; (8) a mother shall not receive  
25 such relief if her child or children has or have relatives of sufficient ability, and  
26 who shall be obligated by the finding and judgment of the court by competent  
27 jurisdiction, to support them.





- 1 Introduced by Mr. Scanlan, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an additional appropriation for the Appellate Court in and for the Second District.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
*represented in the General Assembly:* The following named sums, or so much  
thereof as may be necessary are appropriated to meet the expenses of the  
Appellate Court, in and for the Second District, until July 1, 1921:

|                          |           |
|--------------------------|-----------|
| For office expenses..... | \$ 300.00 |
| For operation .....      | \$ 300.00 |
| For repairs .....        | \$ 800.00 |
| For equipment .....      | \$ 200.00 |
| For contingencies .....  | \$1400.00 |

Sec. 2. This appropriation is subject to the provisions of “An Act in rela-  
tion to State finance,” approved June 10, 1919, in force July 1, 1919.

Sec. 3. Because of an emergency, this Act shall take effect upon its  
passage.





- 1 Introduced by Mr. Smejkal, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act to divert an appropriation to the Department of Agriculture for the Division of Game and Fish, by the Fifty-first General Assembly, from the purpose named therein, and to appropriate the unexpended balance to another purpose.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* There is diverted from the unexpended balance of the appropriation made by the Fifty-first General Assembly to the Department of Agriculture for the Division of Game and Fish, from the objects and purposes the following sums:

For salaries and wages for the following positions at not to exceed the annual rates herein specified:

|                                  |             |
|----------------------------------|-------------|
| 1 Chief Assistant.....           | \$ 4,800.00 |
| 1 Messenger .....                | 1,916.66    |
| For extra help.....              | 10,000.00   |
| 60 employes at \$1,200 each..... | 5,000.00    |

12 and the moneys so diverted amounting to \$21,716.66, are appropriated to the  
 13 Department of Agriculture for the Division of Game and Fish for the following  
 14 objects and purposes:

|    |                         |             |
|----|-------------------------|-------------|
| 15 | Traveling expenses..... | \$ 6,716.66 |
| 16 | Operation .....         | 10,000.00   |
| 17 | Equipment .....         | 5,000.00    |

Sec. 2. This appropriation is subject to the provision of "An Act in rela-  
 2 tion to State Finance," approved June 10, 1919, in force July 1, 1919.

Sec. 3. Because of an emergency this Act shall take effect upon its  
 2 passage.



- 1 Introduced by Mr. Smejkal, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act entitled, “An Act for an appropriation to meet the expenses in the office of the Auditor of Public Accounts, to be incurred prior to July 1, 1921, and by declaring an emergency.”

SECTION 1. *Be it enacted by the People of the State of Illinois,*

2 *represented in the General Assembly:* That the following sums be and the same

3 are hereby appropriated to the Auditor of Public Accounts:

4 For travel, for miscellaneous employees .....\$30,000.00

5 For two bank examiners at \$4,000 each per annum, for three months.. 2,000.00

6 For three assistant bank examiners at \$3,000 each per annum, for

7 three months ..... 2,250.00

8 For postage ..... 2,000.00

9 For rent, Chicago office..... 250.00

Sec. 2. The Auditor of Public Accounts is authoized to draw his warrants

2 upon proper vouchers for the amounts above appropriated, or so much thereof

3 as may be necessary, and the Treasurer is authorized and directed to pay the

4 same out of any moneys in the State treasury not otherwise appropriated.



Sec. 3. Whereas, the sums hereby appropriated are immediately required,  
2 therefore an emergency exists and this Act shall take effect from and after its  
3 passage and approval.



- 1 Introduced by Mr. Ben L. Smith, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to legalize the organization of certain high school districts.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That in all cases where a majority of the  
3 inhabitants regardless of sex, of any compact and contiguous territory voting on  
4 the proposition, having voted at any election called for the purpose by the county  
5 superintendent of schools, in favor of the organization of such territory into a  
6 community high school district, and when at a subsequent election similarly  
7 called and held a board of education has been chosen for such district, each such  
8 election is hereby made legal and valid and such territory is hereby declared  
9 legally and validly organized and established as a high school district, and a  
10 valid and existing school district and body politic and corporate of the State for  
11 the purpose of establishing and maintaining a high school. The board of educa-  
12 tion acting for each such district, is hereby declared to be the duly constituted  
13 corporate authority thereof, and each such board shall hereafter consist of five  
14 members, and shall be elected and organized in the same manner and have the

15 powers and discharge the duties of boards of education of school districts as pro-  
16 vided by Sections 86, 126 and 127 of an Act entitled, "An Act to establish and  
17 maintain a system of free schools," approved and in force June 12, 1909, as said  
18 sections now exist or may from time to time be amended.

Sec. 2. All Acts and proceedings heretofore done, had or performed, by  
2 each such district and the persons from time to time elected and acting as the  
3 board of education thereof, such as are authorized to be done, had or performed  
4 by school districts or boards of education thereof by the general school laws of  
5 the State, are hereby declared to be legal and valid in all respects.

Sec. 3. All pending actions attacking the organization of districts coming  
2 under the provisions of this Act shall abate.

Sec. 4. The invalidity of any section of this Act shall not affect the remain-  
2 der thereof.

Sec. 5. Whereas, an emergency exists, therefore this Act shall be in full  
2 force and effect from and after its passage and approval.



- 1 Introduced by Mr. S. B. Turner, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act providing for the confiscation and sale of instruments which have caused the death of human beings.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Whenever the death of any human being  
3 has been caused by any pistol, gun, machine, vehicle or other instrument (here-  
4 inafter called instrument) and such death was due in whole or part to the negli-  
5 gence or wilfulness of the owner, possessor or driver of such instrument, any  
6 such instrument is declared to be a common nuisance and shall be subject to  
7 seizure, confiscation and sale in the manner hereinafter provided.

Sec. 2. Whenever any person shall file an affidavit with the clerk of any  
2 court of record or with a justice of the peace showing that any instrument has  
3 caused the death of any person as provided in Section 1 of this Act, and de-  
4 scribing such instrument, such clerk or Justice of the Peace shall issue a writ  
5 directed to the sheriff of the county or to any constable of such county, requir-  
6 ing the officer to whom it is directed to take the instrument, describing it as in

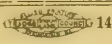
7 the affidavit, and to hold the same until further order of the court and directing  
8 such officer to summon the person in whose possession such instrument is  
9 found, to appear and show cause why such instrument should not be declared  
10 confiscated and ordered sold as hereinafter provided.

Sec. 3. Before the execution of any such writ, the sheriff, constable or other  
2 officer to whom the writ is directed may demand that the person upon whose  
3 affidavit the writ is issued shall give bond to such officer in double the value of  
4 the instrument about to be seized, and conditioned that such person will save  
5 and keep harmless such officer in taking such instrument and further condi-  
6 tioned for the payment of all costs and damages occasioned by wrongfully sue-  
7 ing out such writ.

Sec. 4. No order of confiscation or sale of any instrument so seized shall  
2 be entered until at least thirty days after such instrument is seized; nor until  
3 after a hearing nor until after notice has been given,, by publication at least once  
4 in each week for three weeks successively, in some newspaper published in thos  
5 State most convenient to the place where the court is held, that such instrument,  
6 (describing it) has been seized because of certain facts (setting out the facts  
7 mentioned in the affidavit) and that such instrument will be adjudged confiscated  
8 and sold unless cause is shown at a hearing why the same should not be done and  
9 on what date, before what court in what place the hearing is to be held.

Sec. 5. If at the hearing it is shown that the instrument so seized cause  
2 the death of a human being and that such death was caused in whole or part by  
3 the wilfulness or negligence of the person possessing, owning or operating the  
4 instrument, the instrument shall be ordered sold at public sale and it shall be  
5 ordered that the proceeds of such sale shall be applied, first, to pay the costs of  
6 the proceedings and hearing, second, to pay the funeaaal expenses of the person  
7 killed by such instrument, and, third, that any balance shall be turned over to  
8 the personal representative of such deceased person and be distributed as other  
9 personal property of his estate. But no sale shall be ordered if the owner of  
10 the instrument seized shall pay into court an amount equal to the value of such  
11 instrument.





- 1 Introduced by Mr. Tice, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an additional appropriation to the Department of Public Works and Buildings for the Division of Old Salem State Park.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* There is appropriated to the Department of Public Works and Building for the Division of old Salem State Park for the period ending June 30, 1921, the sum of \$5,000 for the following object and purpose:

|  |            |
|--|------------|
| For museum, custodian's quarters and restoration of original |            |
| buildings .....  | \$5,000.00 |

Sec. 2. This appropriation is subject to the provisions of "An Act in relation to State Finance," approved June 10, 1919, in force July 1, 1919.

Sec. 3. Because of an emergency, this Act shall take effect upon its passage.





- 1 Introduced by Mr. Watson, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Sections 17, 35 and 43 of an Act entitled: "An Act in relation to motor vehicles and to repeal a certain Act therein named," approved June 30, 1919, in force January 1, 1920.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Sections 17, 35 and 43 of an Act entitled: "An Act in relation to motor vehicles and to repeal a certain Act therein named," approved June 30, 1919, in force January 1, 1920, are amended to read as follows:

Sec. 17. Every person, firm, association or corporation, manufacturing or dealing in motor vehicles *at an established place of business* may, instead of registering each motor vehicle so manufactured or dealt in, make a verified application upon a blank to be furnished by the Secretary of State for a general distinctive number for all the motor vehicles owned or controlled by such manufacturer or dealer, such application to contain: (a) The trade name or names of the make of the motor vehicle or vehicles manufactured or dealt in by such

8 manufacturer or dealer, including the character of the motor power, the amount  
9 of such motor power (except in case of electrically propelled motor vehicles)  
10 stated in figures of horse power, and (b) the name, and business address of  
11 such manufacturer or dealer. Every applicant when making such application  
12 shall pay to the Secretary of State a registration fee at the following rates: For  
13 each calendar year from and after January 1, 1922, the sum of \$50.00 per an-  
14 num. Upon the payment of such registration fee such application shall be filed  
15 and recorded in the office of the Secretary of State in the manner provided in  
16 Section 8 of this Act. There shall thereupon be assigned and issued to such  
17 manufacturer or dealer a general distinctive number, and without further ex-  
18 pense to him there shall be issued and promptly delivered to such manufacturer  
19 or dealer at his business address a certificate of registration in such form as the  
20 Secretary of State shall prescribe, and two number plates with a number corre-  
21 sponding with the number of such certificate of registration. The number plates  
22 so issued shall be of distinctly different form than those provided for in Section  
23 14 of this Act, but shall correspond in color and size of numbers and letters  
24 with the number plates for motor vehicles provided for in Section 14 thereof.  
25 By filing application for the same, such manufacturer or dealer may obtain as  
26 many duplicates of such number plates as he may desire upon payment to the  
27 Secretary of State for each set of two plates the sum of \$2.00 per annum. In  
28 case of loss or destruction of one plate, the manufacturer or dealer may obtain  
29 a duplicate of the same by filing affidavit to that effect and upon the payment  
30 of the fee of \$1.00. Such number plates shall be conspicuously displayed upon  
31 the front and back of every motor vehicle of such manufacturer or dealer when  
32 the same is operated or driven on the public highways. Such registration shall  
33 be renewed annually in the same manner and on the payment of the same fee as  
34 provided in this section for original registration, such renewal to take effect on  
35 the first day of January of each year. The provisions of Section 8 relating to  
36 first registrations made in compliance therewith and durations of renewals shall  
37 apply to registration under this section. Upon the sale of a motor vehicle by a

38 manufacturer or dealer, the purchaser shall be permitted to operate the same  
39 upon the public highways of this State for a period of ten days after taking pos-  
40 session thereof, without carrying license plates, as provided in Section 14 of this  
41 Act, if the purchaser shall have in his possession a bill of sale, as hereinafter  
42 provided, and if proper application for the registration of such motor vehicle  
43 shall have been mailed or presented to the Secretary of State, together with the  
44 required fee, within twenty-four hours after he has taken possession thereof.

45       Upon the sale of a motor vehicle by a manufacturer or dealer, he shall there-  
46 upon give to the purchaser a bill of sale setting forth the name and address of  
47 the purchaser, the date of purchase, together with a description of such motor  
48 vehicle, showing name of manufacturer, style, factory and engine numbers, and  
49 amount of horse power.

50       The names of the licensed manufacturers and dealers shall be furnished the  
51 county clerks, sheriffs and the chiefs of police in the same manner as provided  
52 for in Section 8 in respect to owners.

Sec. 35. Any person or persons, firm or corporation, who, after the taking  
2 effect of this Act shall sell or offer for sale in this State, or who shall own or  
3 have the custody or possession of a motor vehicle, the original engine number  
4 of which has been destroyed, removed, altered, covered, or defaced, or who shall  
5 sell or offer for sale, own or have the custody or possession of a motor vehicle  
6 having no engine number, excepting electrically propelled motor vehicles, shall  
7 be deemed guilty of a misdemeanor, and upon conviction thereof shall be pun-  
8 ished by a fine of not less than two hundred dollars (\$200.00) nor more than five  
9 hundred dollars (\$500.00), or by imprisonment in the county jail for a term of  
10 not less than thirty days nor more than one hundred eighty days, or by both  
11 such fine and imprisonment, and upon a second conviction under this section the  
12 punishment shall be imprisonment in the penitentiary for a term of not less than  
13 one year nor more than five years: *Provided*, that any person, firm or corpor-  
14 ation being the owner, or custodian of, or having possession of a motor vehicle,  
15 the original engine number of which has, *without the knowledge or consent of*



16 *such person, firm or corporation, been destroyed, removed, altered or defaced,*  
17 *may* apply to the Secretary of State, on a blank to be prepared and furnished by  
18 the Secretary of State, upon request, for permission to make or stamp, or cause  
19 to be made or stamped on the engine of such motor vehicle a special engine num-  
20 ber. The application for permission to make or stamp a special engine number  
21 on the engine of a motor vehicle under the provisions of this Act shall contain a  
22 description of such motor vehicle, including the make, style and year of model of  
23 the same, as complete a description of the original engine number, if any part of  
24 the same remains, as is possible to give, any distinguishing marks that may be  
25 on the engine or body of such motor vehicle, and the name and post office  
26 address of the applicant, the date on which he purchased or procured possession  
27 of the same, the name and post office address of the person or persons from  
28 whom he purchased such motor vehicle, and such *other* information as the Sec-  
29 retary of State may require, all of which description and facts shall be sworn to  
30 by said applicant. Upon receipt of such application, together with a fee of one  
31 dollar (\$1.00), the Secretary of State, *if satisfied that the original engine num-*  
32 *ber was destroyed, removed, altered or defaced without the knowledge or consent*  
33 *of the applicant,* shall issue to said applicant written permission to make or  
34 stamp on the engine of such motor vehicle a special engine number to be desig-  
35 nated by the Secretary of State, and when such special engine number so  
36 designated has been stamped or otherwise placed on the engine of such motor  
37 vehicle, it shall become and thereafter be the lawful engine number of such  
38 motor vehicle for the purposes of identification and registration and for all  
39 other purposes under the provisions of this Act, and the owner thereof may sell  
40 and transfer the same under said special engine number so designated by the  
41 Secretary of State; and any person or persons who shall destroy, remove, cover,  
42 alter or deface any special engine number so designated by the Secretary of  
43 State shall be deemed guilty of a felony, and upon conviction thereof shall be  
44 punished by imprisonment in the State penitentiary for a term of not less than  
45 one year nor more than five years.

46       It shall be the duty of every sheriff, deputy sheriff, constable, chief of po-  
47 lice or other peace officer in this State having knowledge of a motor vehicle, the  
48 engine number of which has been destroyed, removed, covered, altered or de-  
49 faced, to immediately seize and take possession of such motor vehicle, arrest the  
50 supposed owner and custodian thereof, and cause prosecution to be brought in  
51 a court of competent jurisdiction. It shall be the duty of the court to retain  
52 the custody of said motor vehicle pending the prosecution of the person ar-  
53 rested, and in case such person shall be found guilty said motor vehicle shall  
54 remain in the custody of the court until the fine and costs of prosecution shall  
55 be paid. In which event the court shall deliver said motor vehicle to such sup-  
56 posed owner or custodian for the sole purpose of removing said engine from  
57 said motor vehicle and tearing apart said engine and disposing of same for  
58 junk. In case such fine and costs shall not be paid within thirty days from the  
59 date of rendition of judgment said court shall proceed to advertise and sell  
60 said motor vehicle in the manner provided by law for the sale of personal prop-  
61 erty under execution. Such advertisement shall contain, as nearly as may be,  
62 as full a description of such motor vehicle as is prescribed by Section 8 of this  
63 Act in case of an application for license, and a copy of such advertisement  
64 shall be mailed to the Secretary of State. The proceeds of such sale shall be  
65 applied on the payment of the fine and costs of such prosecution and sale, and if  
66 after the payment of the same there shall be any sum remaining, such sum shall  
67 be paid by the court to such supposed owner or custodian of such motor vehicle.  
68 The purchaser of said motor vehicle shall remove said engine from said motor  
69 vehicle and shall tear the same apart and shall not dispose of it as a whole so  
70 that it might be thereafter used as an engine in any motor vehicle. If at any  
71 time while such motor vehicle remains in the custody of the court or officer, the  
72 true owner shall appear and establish his title thereto, to the satisfaction of  
73 the court in which such prosecution is brought, the same shall be returned to  
74 such owner, who shall have the original engine number restored and may ther-  
75 after use the same upon notifying the Secretary of State of the facts and ob-

76 taining a license therefor in accordance with this Act if he has not such a license.

77 In designating special engine numbers for motor vehicles under the provis-  
 78 ions of this Act, the Secretary of State shall designate and number the same  
 79 consecutively, beginning with the number one, preceded by the letters "S. O.  
 80 S." and followed by the letters "Ill." for each and every make of motor vehicle  
 81 for which application for a special engine number shall be made, and in the  
 82 order of the filing of application therefor: *Provided*, that from and after the  
 83 going into effect of this Act, the Secretary of State shall not register any motor  
 84 vehicle without an engine number or issue a license for the operation of the same,  
 85 except as specifically provided for herein.

Sec. 43. Any person wilfully violating the provisions of this Act shall,  
 2 except as otherwise provided herein, upon conviction, be fined in a sum not to  
 3 exceed the amount hereinafter set forth.

4 For the violation of Sections 8, 14, 16, 17, 18, 19, 20, 21, 27, 28 and 40, or  
 5 any of them, twenty-five dollars.

6 For the violation of Section 22, two hundred dollars (\$200.00).

7 For the violation of any section or provision for which no specific penalty  
 8 is provided, one hundred dollars (\$100.00).

9 *Provided*, That any offender who shall have been found guilty of a viola-  
 10 tion of any section of this Act and fined therefor, and who shall thereafter be  
 11 convicted of a second violation of such section, may be fined in a sum not exceed-  
 12 ing double the penalty herein provided for the first offense, and in addition  
 13 thereto may have his certificate or license issued by the Secretary of State  
 14 revoked for a period not exceeding three months, and for a third or sub-  
 15 sequent violation of the same section of this Act the certificate or license may, in  
 16 addition to the fine provided for the second offense, be revoked for a period not  
 17 exceeding six months. Any person whose license shall have been revoked for a  
 18 violation of any of the provisions of this Act and who shall drive or operate a  
 19 motor vehicle or motor bicycle within the State of Illinois, during the period  
 20 for which his said license shall have been revoked, or any person who, having



21 once been convicted of a failure to comply with the provisions of this Act requir-  
22 ing a registration of motor vehicles or motor bicycles or the examination and  
23 licensing of chauffeurs shall fail or refuse to comply with said provisions, shall  
24 be deemed guilty of a misdemeanor and on conviction may be fined in a sum not  
25 to exceed two hundred dollars, or imprisoned in the county jail for a period not  
26 exceeding thirty (30) days, or both, in the discretion of the court. All fines  
27 imposed for violation of any of the provisions of this Act shall be paid to the  
28 treasurer of the highway commissioners of the township or road district in  
29 which the offense is committed by the justice of the peace, clerk of the court,  
30 or other officer to whom the amount of such fines shall be by law required to be  
31 paid by the constable, bailiff, sheriff, or other officer named in any execution,  
32 issued for the collection of the same, and all money so received by the treasurer  
33 of the highway commissioners, shall be used in repairing and improving the  
34 roads within such township or road district. And it shall be the duty of the De-  
35 partment of Public Works and Buildings, Chief Highway Engineer, county su-  
36 perintendent of highways and commissioners of highways to seasonably prose-  
37 cute for all fines and penalties under this Act: *Provided, however,* that when-  
38 ever any such violation shall occur within the limits of any city, village or incor-  
39 porated town, or within the jurisdiction of any board of park commissioners,  
40 wherein no commissioners of highways exist or have jurisdiction, in such case  
41 all fines imposed for the violation of any of the provisions of this Act shall be  
42 paid to the treasurer of such city, village, or incorporated town or to the park  
43 commissioners within whose jurisdiction the offense is committed, by the justice  
44 of the peace, clerk of the court, or other officer to whom the amount of such  
45 fines shall be by law required to be paid by the constable, bailiff, sheriff, or oth-  
46 er officer named in any execution issued for the collection of the same, and all  
47 money so received by the treasurer of such city, village or incorporated town,  
48 or park commissioners, shall be used in repairing and improving the roads or  
49 streets, within such city, village, incorporated town or park; and in such cases  
50 it shall be the duty of the police officers and officials of cities, villages, incorpo-

51 rated towns and parks to prosecute for all fines and penalties under this Act.

52       The Secretary of State, for the purpose of more effectively carrying out the  
53 provisions of this Act, *shall have power to appoint, without reference to any*  
54 *civil service law which may now or hereafter be in force, such a number of inves-*  
55 *tigators as he may deem necessary. It shall be the duty of such investigators to*  
56 *investigate and report violations of the provisions of this Act. With respect to*  
57 *the enforcement of the provisions of this Act, such investigators shall have and*  
58 *may exercise throughout the State all of the powers of constables, including*  
59 *the power to arrest without warrant.*





1 Adopted March 29, 1921.

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#### AMENDMENT NO. 1.

Amend House Bill No. 115 by striking out all of words after “constables”  
2 in lines 58 and 59, page 8 and inserting in lieu thereof the words “and police  
3 officers.”

#### AMENDMENT N. 2.

Amend House Bill No. 115, in line 13, page 2, by striking out the figures  
2 \$50.00 and inserting in lieu thereof the figures \$20.00 and in line 27, page 2, by  
3 striking out the figures \$2.00 and inserting in lieu thereof the figures “10.00.”

#### AMENDMENT NO. 3.

Amend House Bill No. 115, by striking out the words “and fined therefor” in  
2 line 10, page 6.





1 Introduced by Mr. Castle, February 9, 1921.

2 Read by title, ordered printed and referred to Committee on Efficiency and  
Economy.

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## A BILL

For an Act to establish the Department of Illinois State Police.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The Department of Illinois State Police  
3 is hereby established.

Sec. 2. The Illinois State Police shall consist of a superintendent, an as-  
2 sistant superintendent, and such a number of troops, not less than three nor  
3 more than seven, as may be determined upon by the superintendent, subject to  
4 the approval of the Governor. Each troop shall consist of a captain, two lieu-  
5 tenants, four sergeants, eight corporals and fifty privates. The superintendent  
6 shall be the commanding officer of the Illinois State Police. Each troop shall  
7 be commanded by a captain.

Sec. 3. The superintendent of the Illinois State Police shall be appointed  
2 by the Governor, by and with the advice and consent of the Senate. The Gov-  
3 ernor shall have power to remove the superintendent of the Illinois State Po-  
4 lice for incompetency, neglect of duty or malfeasance in office. No order for

5 the removal of the superintendent of the Illinois State Police shall take effect,  
6 however, until the Governor shall file with the Secretary of State, a written  
7 statement of his reasons for such removal.

8 The superintendent of the Illinois State Police shall receive a salary of five  
9 thousand dollars (\$5,000) per annum and shall devote his entire time to the  
10 duties of his office. Before entering upon his duties, he shall take and subscribe  
11 the constitutional oath of office and shall furnish bond, with such surety or sure-  
12 ties as shall be approved by the Governor, in the penal sum of ten thousand  
13 dollars (\$10,000), conditioned for the faithful performance of his duties as  
14 superintendent of the Illinois State Police. The oath and bond shall be filed in  
15 the office of the Secretary of State.

16 Vacancies in the office of the superintendent of the Illinois State Police shall  
17 be filled in accordance with the provisions of this section.

Sec. 4. The assistant superintendent and all captains, lieutenants, ser-  
2 geants, corporals and privates of the Illinois State Police shall be appointed  
3 by the superintendent. No person, however, shall be appointed as a captain,  
4 lieutenant, sergeant, corporal or private, unless he is of good moral character  
5 and has the physical and mental qualifications required of candidates for the  
6 corresponding position in the United States Army, as determined by the de-  
7 partment. All persons so appointed shall devote their entire time to the duties  
8 of their respective positions. The assistant superintendent shall receive a salary  
9 of three thousand five hundred dollars (\$3,500) per annum. The captains, lieu-  
10 tenants, sergeants, corporals and privates shall receive such compensation as  
11 shall be determined upon by the superintendent of the Illinois State Police, with  
12 the approval of the Director of Finance. The captains, lieutenants, sergeants,  
13 corporals and privates shall each take an oath of office before entering upon the  
14 performance of their duties and shall not be discharged from service except for  
15 cause, a statement of which shall be reduced to writing and filed in the office of  
16 the superintendent.

17 The rules and regulations of the Illinois State Police shall provide for  
18 hearings in all cases where the discharge of any captain, lieutenant, sergeant,  
19 corporal or private is sought, and no such officer or private shall be discharged  
20 without a hearing in accordance with the rules and regulations.

Sec. 5. It shall be the duty of the superintendent of the Illinois State  
2 Police:

3 (a) To establish, equip and maintain a central office at the capital, and such  
4 stations as shall be necessary;

5 (b) To procure in the manner provided by law such uniforms, equipment  
6 and supplies as shall be necessary.

Sec. 6. The Illinois State Police shall have power and it shall be their duty  
2 throughout the State:

3 (a) To serve and execute warrants of arrest and search;

4 (b) To arrest, without warrant, any person committing or attempting to  
5 commit a criminal offense in their presence, and when a criminal offense has in  
6 fact been committed and they have reasonable cause for believing that the person  
7 to be arrested has committed it;

8 (c) To patrol the rural districts and principal highways and waterways  
9 of the State;

10 (d) To co-operate with State and local authorities in the enforcement of  
11 the fire, fish, game, forestry, public health, animal disease and road and bridge  
12 laws;

13 (e) In addition to the powers and duties above specified, the said Illinois  
14 State Police shall have the power and it shall be their duty, on the direction or  
15 order of the Governor, or upon the request of the Attorney General, or of the  
16 sheriff or State's attorney of any county, or of the mayor of any city, or of the  
17 police authorities of any city, incorporated town or village, to co-operate with  
18 and exercise the powers of such officers in the conservation of the peace, the  
19 prevention of crime and the detection and apprehension of offenders; but within



20 any incorporated city, village or town, the Illinois State Police shall not enter  
21 upon duty for the purpose of policing a strike, except by order of the Governor,  
22 or upon the request of the mayor of a city or the sheriff of a county, approved  
23 by the Governor.

Sec. 7. Subject to the approval of the Governor, the superintendent of the  
2 Illinois State Police may promulgate reasonable rules and regulations relating  
3 to the enforcement of the provisions of this Act.

Sec. 8. Annually, on or before the first day of January, the superintendent  
2 of the Illinois State Police shall make a report in writing, to the Governor, of  
3 the activities of the Illinois State Police and of the results thereof.

Sec. 9. The Secretary of State shall provide the Illinois State Police with  
2 suitable furnished rooms at the State Capitol, and the Department of Public  
3 Works and Buildings shall furnish it with all necessary printing, binding, sta-  
4 tionery and office supplies.



- 1 Introduced by Mr. Flagg, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend the title and sections two (2), nine (9), and twenty-three (23) of an Act entitled, "An Act concerning county treasurers in counties containing more than 150,000 inhabitants, and concerning public funds within their custody and control and the interest thereon and to repeal all Acts or parts of Acts in conflict therewith," approved June 29, 1915, in force July 1, 1915.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act concerning county treasurers in counties containing more than 150,000 inhabitants, and concerning public funds within their custody and control and the interest thereon, and to repeal all Acts or parts of Acts in conflict therewith," approved June 29, 1915, in force July 1, 1915, be and the same is hereby amended by amending the title thereof, and by amending sections two (2), nine (9), and twenty-three (23), so as to read as follows:

Sec. 2. SELECTION OF DEPOSITORIES.] It shall be the duty of the county treasurer in every county of this State, now containing or which may hereafter

3 contain more than 50,000 inhabitants, at least once in each year, and not  
4 later than the first day of October in each year, to advertise for bids  
5 from all regularly established national and State banks doing business  
6 within such county for interest on county funds to be deposited in said banks.  
7 A "regularly established" national or State bank is hereby defined to mean a  
8 bank which has been doing business in such county and has furnished at least  
9 two sworn statements of resources and liabilities to the State Auditor or to the  
10 comptroller of currency, prior to the date upon which the bids provided for  
11 herein are to be submitted. It shall be the duty of the county treasurer in so  
12 advertising for bids to ask for separate bids for interest upon such county  
13 moneys as shall be deposited in said banks and permitted to remain without  
14 diminution for periods of at least thirty, sixty or ninety days.

15 Such bids shall be referred to the county treasurer, the county clerk, *the*  
16 *county auditor in such counties as have such officer*, and the president or chair-  
17 man of the county board of such county for their information and consideration,  
18 not later than the 15th day of October of each year. The above named officers  
19 shall, by a majority vote, within ten days after such bids have been so referred  
20 to them, by written notice to the county treasurer, a duplicate of which notice  
21 shall be filed with the county clerk, reject any or all bids, or designate, in like  
22 manner, as many depositories as they deem necessary for the protection of all  
23 county moneys as defined in section 1 of this Act, and make awards accord-  
24 ingly, such awards to be made to the highest and best responsible bidder or  
25 bidders. In case no bids are so received or all bids so received and referred are  
26 rejected, the county treasurer shall immediately readvertise in the manner  
27 herein provided, and shall continue to readvertise in like manner until such  
28 awards shall have been made.

29 It shall be the duty of the county treasurer to obtain with each bid for in-  
30 terest upon county moneys and to present with such bids the last official state-  
31 ment of resources and liabilities of each bank bidding for deposits as reported  
32 to the State Auditor of Public Accounts or to the comptroller of the currency,  
33 as the case may be; and the county treasurer shall obtain from time to time from

34 the blanks to which awards are made, copies of all reports of condition made in  
35 response to the regular calls by the State and Federal authorities.

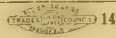
Sec. 9. PETTY CASH FUND.] For the purpose of enabling the county treas-  
2 urer to pay in cash such warrants and other demands as may be presented to  
3 him for payment in cash, he is hereby authorized to withhold from the daily  
4 deposit of funds required of him under section 6 of this Act, or to withdraw  
5 from the bank or banks holding such county moneys on deposit, upon check or  
6 draft payable to his own order as county treasurer, such amounts as will enable  
7 him to maintain a petty cash fund sufficient to meet the daily demand for the  
8 purposes herein indicated: *Provided, however,* that the amount of said petty  
9 cash fund shall at no time exceed \$200,000 in counties containing 500,000 popu-  
10 lation or more, *and in all other counties shall not exceed five per cent (5%) of*  
11 *the total revenue collected the last preceding year for county purposes.* The  
12 county treasurer shall keep proper records of such petty cash fund, showing  
13 the amounts so withheld or withdrawn by him daily and the amounts paid out  
14 by him in cash from day to day. Such records shall be open to the inspection  
15 of all persons wishing to examine the same.

Sec. 23. COUNTIES IN WHICH ACT TO APPLY.] This Act and all of its pro-  
2 visions shall apply in every county of this State, of over 50,000, *containing one*  
3 *or more regularly established national or State banks, as defined in section two*  
4 *(2) of this Act.*

Sec. 11. The title of this Act is hereby amended to read as follows: "An  
2 Act concerning county treasureers in counties containing more than 50,000  
3 and concerning public funds within their custody and control and the interest  
4 thereon, and to repeal all Acts or parts of Acts in conflict therewith."







- 1 Introduced by Mr. Bippus, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and Transportation.

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## A BILL

An Act to provide for the regulation of Public Utilities, and to repeal An Act entitled "An Act to provide for the regulation of Public Utilities" approved June 30, 1913, in force January 1, 1914.

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### ARTICLE I.

#### ORGANIZATION AND POWERS OF THE COMMISSION.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* PUBLIC UTILITIES COMMISSION.] That this  
3 Act shall be administered by the Public Utilities Commission provided for in an  
4 Act entitled, "An Act in Relation to the Civil Administration of the State Gov-  
5 ernment, and to repeal Certain Acts therein named", approved March 7, 1917, in  
6 force July 1, 1917, and the Secretary of the Public Utilities Commission provided  
7 for in said Act.

8 A majority of the commission shall constitute a quorum to transact business;  
9 but no vacancy shall impair the right of the remaining commissioners to exer-  
10 cise all the powers of the commission; and every finding, order or decision

11 made by a commissioner, when approved and confirmed by the commission shall  
12 be and be deemed to be the finding, order or decision of the commission.

Sec. 2. The secretary of the Public Utilities Commission shall keep a record of all the proceedings, transactions, communications and official acts of the commission and perform such other duties as the commission may prescribe.

4 The Attorney General and the State's Attorney of the several counties shall, when requested so to do by the commission, act as counsel for the commission and consult with and advise the commission and its members and give them, when requested, written opinions upon all legal and constitutional questions relating to the duties of their offices; and when requested by the commission shall commence and prosecute and defend any and all actions and proceedings in which the commission or any member thereof shall be interested.

Sec. 3. ADDITIONAL OFFICERS AND EMPLOYEES.]. The commission shall have power upon consultation with and the approval of the Governor to appoint or employ such additional officers and such accountants, engineers, experts, inspectors, clerks, and employes as it may deem to be necessary to carry out the provisions of this Act or to perform the duties and exercise the powers conferred by law upon the commission. Such appointments, other than those of chief engineer, chief accountant, one private secretary or stenographer to each commissioner, experts temporarily employed and other positions which may be exempted by the Civil Service Commission, shall be included in the classified civil service of the State, and shall be made subject to the provision of an Act entitled, "An Act to regulate the civil service of the State of Illinois," approved May 11, 1905, in force July 1, 1905, and Acts amendatory thereto.

Sec. 4. Each commissioner shall devote his entire time to the duties of his office and shall hold no other office or position of profit or engage in any other business, employment or vocation.

4 No person in the employ of or holding any official relation to any corporation or person subject in whole or in part to regulation by the commission, and

6 no person holding stocks and bonds in any such corporation, or who is in any  
7 other manner pecuniarily interested therein, directly or indirectly, shall be ap-  
8 pointed to or hold the office of commissioner or be appointed or employed by the  
9 commission; and if any such person shall voluntarily become so interested his  
10 office or employment shall **ipso facto** become vacant: **Provided**, That if any per-  
11 son becomes so interested otherwise than voluntarily he shall within a reason-  
12 able time divest himself of such interest, and if he fails to do so his office or em-  
13 ployment shall become vacant.

14 No commissioner or person appointed or employed by the commission shall  
15 solicit or accept any gift, gratuity, emolument or employment from any person  
16 or corporation subject to the supervision of the commission, or from any officer,  
17 agent or employe thereof; nor solicit, request from or recommend, directly or  
18 indirectly to any such person or corporation, or to any officer, agent or employe  
19 thereof the appointment of any person to any place or position And every  
20 such corporation and person, and every officer, agent or employe thereof, is here-  
21 by forbidden to offer to any commissioner or to any person appointed or em-  
22 ployed by the commission any gift, gratuity, emolument or employment. If any  
23 commission or any person appointed or employed by the commission shall violate  
24 any provision of this paragraph he shall be removed from the office or employment  
25 held by him.

26 Every person violating the provisions of this paragraph shall be guilty of  
27 a misdemeanor.

28 Every person appointed or employed by the commission, may, in the discre-  
29 tion of the commission, before entering upon the duties of his office, be required  
30 to give bond for the faithful discharge of his duties, in such sum as the commis-  
31 sion may designate, which bond shall be approved by the commission.

Sec. 5. Except as may be otherwise provided in said Act entitled, "An  
2 Act in relation to the civil administration of the State government, and to re-  
3 peal certain Acts therein named," approved March 7, 1917, in force July 1, 1917,  
4 all officers, accountants, engineers, clerks, inspectors, experts and employes of  
5 the commission shall receive the compensation fixed by the commission subject

6 to the approval of the Governor. The commissioners and their officers, account-  
 7 ants, engineers, clerks, inspectors, experts and other employes shall have reim-  
 8 bursed to them all actual and necessary traveling and other expenses and dis-  
 9 bursements necessarily incurred or made by them in the discharge of their offi-  
 10 cial duties. The commission may also incur necessary expenses for office furni-  
 11 ture, stationery, printing, and other incidental expenses. Said salaries and ex-  
 12 penses shall be paid out of the moneys appropriated for the commission, only  
 13 upon the order of the chairman of the commission, approved by the Governor.

Sec. 6. OFFICE OF THE COMMISSION—MEETINGS—SEAL, ETC.] The office of the  
 2 commission shall be in the State Capitol. Such office shall be open for business  
 3 between the hours of eight in the morning and five in the evening throughout  
 4 the year and one or more responsible persons to be designated by the commis-  
 5 sion or by the secretary under the direction of the commission shall be on duty  
 6 at all times in immediate charge thereof.

7 The commission shall hold stated meetings at least once a month at its office  
 8 and may hold such special meetings as it may deem necessary at any place  
 9 within the State.

10 The commission may, for the authentication of its records, process and pro-  
 11 ceedings, adopt, keep and use a common seal, of which seal judicial notice shall  
 12 be taken in all courts of this State; and any process, writ, notice or other paper  
 13 which the said commission may be authorized by law to issue shall be deemed  
 14 sufficient if signed by the secretary of said commission and authenticated by  
 15 such seal; and all Acts, orders, proceedings, rules, entries, minutes, schedules and  
 16 records of said commission, and all reports and documents filed with said com-  
 20 mission, may be proved in any court of this State by a copy thereof, certified to  
 21 by the secretary of said commission, with the seal of said commission attached.

Sec. 7. FEES TO BE CHARGED BY COMMISSION.] The commission shall charge  
 2 and collect the following fees: For copies of papers and records not required  
 3 to be certified or otherwise authenticated by the commission, ten cents for each



4 folio; for certified copies of evidence and proceedings before the commission or  
5 of official documents and orders filed in its office, fifteen cents for each folio, and  
6 one dollar for every certificate under seal affixed thereto; for certifying a copy of  
7 any report made by a public utility to the commission, or for each certified copy  
8 of the annual report of the commission, one dollar. No fees shall be charged or  
9 collected for copies of papers, records or official documents furnished to any city  
10 or public officers for use in their official capacity, or for the annual reports of  
11 the commission in the ordinary course of distribution, but the commission may  
12 fix reasonable charges for publications issued under its authority. All fees  
13 charged and collected by the commission shall belong to the people of the State,  
14 and shall be paid monthly, accompanied by a detailed statement thereof, into  
15 the treasury of the State to the credit of the general fund.

Sec. 8. SUPERVISION OF UTILITIES—RULES AND REGULATIONS—REPORT OF COM-  
2 MISSION.] The commission shall have general supervision of all public utilities,  
3 except as herein otherwise provided; and shall inquire into the management of  
4 the business thereof and shall keep itself informed as to the manner and method  
5 in which the business is conducted. It shall examine such public utilities and  
6 keep informed as to their general condition, their franchises, capitalization,  
7 rates and other charges; and the manner in which their plants, equipments and  
8 other property owned, leased, controlled or operated are managed, conducted  
9 and operated, not only with respect to the adequacy, security and accommoda-  
10 tion afforded by their service but also with respect to their compliance with the  
11 provisions of this act and any other law, with the orders of the commission and  
12 with the charter and franchise requirements.

13 In case any public utility, subject to the provisions of this act, is engaged  
14 in carrying on any business other than that of a public utility, which other  
15 business is not otherwise subject to the jurisdiction of the commission, such  
16 public utility in respect of such other business shall be subject to inquiry, ex-  
17 amination and inspection by the commission in the same manner as the public  
18 utility business in so far as such inquiry, examination and inspection may be



19 necessary to enforce any provision of this act. The determination of the com-  
20 mission that a necessity for any regulation of non-public business of a public  
21 utility exists shall be *prima facie* evidence of the fact in any action in a court  
22 of this State to enforce or set aside an order or ruling of the commission.

23 The commission may confer in person, or by correspondence, by attending  
24 conventions, or in any other way, with the members of railroad or other public  
25 utility commissions of other states and with the Interstate Commerce Commis-  
26 sion on any matters relating to public utilities.

27 The commission shall have power to adopt reasonable and proper rules  
28 and regulations relative to the exercise of its power, and proper rules to govern  
29 its proceedings, and to regulate the mode and manner of all investigations and  
30 hearings, and to alter and amend the same.

31 All proceedings of the commission and all documents and records in its pos-  
32 session shall be public records, except as in this act otherwise provided. The  
33 commission shall make a report to the Governor on or before the first day of  
34 December in each year, which shall contain copies of all orders issued by it  
35 during the preceding year and any information in the possession of the commis-  
36 sion which it shall deem of value to the people of the State.

37 The commission shall conduct a hearing and take testimony relative to any  
38 pending legislation with respect to any person, corporation or matter within its  
39 jurisdiction, if requested to do so by the General Assembly or by either branch  
40 thereof, or by a standing committee of either branch thereof, and shall report  
41 its conclusions to the General Assembly. The commission may also recommend  
42 the enactment of such legislation with respect to any matters within its jurisdic-  
43 tion as it deems wise or necessary in the public interest. The commission shall,  
44 at such times as the Governor shall direct, examine any particular subject con-  
45 nected with the condition and management of such public utilities as are subject  
46 to this act, and report to him in writing its opinion thereon with its reasons  
47 therefor.

Sec. 9. UTILITIES TO COMPLY WITH REQUESTS AND TO OBEY ORDERS OF THE

2 COMMISSION.] Every public utility subject to the provisions of this Act shall  
3 furnish to the commission all information required by it to carry into effect  
4 the provisions of this Act and shall make specific answers to all questions sub-  
5 mitted by the commission.

6 Any public utility receiving from the commission any blanks with direc-  
7 tions to fill the same, shall cause the same to be properly filled out so as to  
8 answer fully and correctly each question therein propounded, and in case it is  
9 unable to answer any question, it shall give a good and sufficient reason for  
10 such failure; and said answers shall be verified under oath by the president,  
11 secretary, superintendent or general manager of such public utility and re-  
12 turned to the commission at its office within the period fixed by the  
13 commission.

14 Whenever required by the commission, every public utility subject to the  
15 provisions of this Act shall deliver to the commission any or all maps, profiles,  
16 reports, documents, books, accounts, papers and records in its possession or  
17 in any way relating to its property or affecting its business, and inventories  
18 of its property, in such form as the commission may direct, or verified copies  
19 of any or all of the same.

20 Every public utility subject to the provisions of this Act shall obey and  
21 comply with each and every requirement of every order, decision, direction,  
22 rule or regulation made or prescribed by the commission in the matters herein  
23 specified, or any other matter in any way relating to or affecting its business  
24 as a public utility, and shall do everything necessary or proper in order to se-  
25 cure compliance with and observe and solve every such order, decision, direc-  
26 tion, rule and regulation by all of its officers, agents and employes.

Sec. 10. DEFINITIONS.] Unless otherwise specified, the word "commis-

2 sion," when used in this Act, means the Public Utilities Commission which is  
3 created and established under the provisions of said Act entitled, "An Act

4 in relation to the civil administration of the State government, and to repeal  
5 certain Acts therein named," approved March 7, 1917, in force July 1, 1917.

6 The term "commissioner," when used in this Act, means one of the mem-  
7 bers of the commission.

8 The term "public utility," when used in this Act, means and includes  
9 every corporation, company, association, joint stock company or association,  
10 firm, partnership or individual, their lessees, trustees, or receivers appointed  
11 by any court whatsoever (except, however, such public utilities as are or may  
12 hereafter be owned or operated by any municipality; and also except such  
13 utilities as shall be subject to the control, regulation and government by the  
14 city council in cities and the president and board of trustees in villages as  
15 hereinafter provided) that now or hereafter:

16 (a) May own, control, operate or manage, within the State, directly or  
17 indirectly for public use, any plant, equipment or property used or to be used  
18 for or in connection with the transportation of persons or property or the  
19 transmission of telegraph or telephone messages between points within this  
20 State; or for the production, storage, transmission, sale, delivery or furnish-  
21 ing of heat, cold, light, power, electricity or water; or for the conveyance of  
22 oil or gas by pipe line; or for the storage or warehousing of goods; or for the  
23 conduct of the business of a wharfinger; or that

24 (b) May own or control any franchise, license, permit or right to engage  
25 in any such business.

26 The term "common carrier," when used in this Act, includes all rail-  
27 roads, express companies, private car lines, sleeping car companies, fast freight  
28 lines, steamboat lines and other common carriers by water, and every corpo-  
29 ration, company, association, joint stock company or association, firm, part-  
30 nership or individual, their lessees, trustees, or receivers appointed by  
31 any court whatsoever, owning, operating or managing any such agency for  
32 public use in the transportation of persons or property within this State.

33       The term "railroad," when used in this Act, includes every railroad other  
34 than street railroad, by whatsoever power operated for public use in the trans-  
35 portation of persons or property for compensation, with all bridges, ferries,  
36 tunnels, equipment, switches, spurs, tracks, poles, wires, station, real estate,  
37 and terminal facilities of every kind, used, operated, controlled, or owned by  
38 or in connection with any railroad.

39       The term "transportation of persons," when used in this Act, includes  
40 any service in connection with the receipt, carriage and delivery of the per-  
41 son transported and his baggage, and all facilities, used or necessary to be  
42 used in connection with the safety, comfort and convenience of the person  
43 transported.

44       The term "transportation of property," when used in this Act, includes  
45 any service in connection with the receipt, carriage, delivery, elevation, trans-  
46 fer in transit, ventilation, refrigeration, icing, storage and handling of the  
47 property transported.

48       The term "express company," when used in this Act, includes every cor-  
49 poration, company, association, joint stock company or association, firm, part-  
50 nership or individual, their lessees, trustees, or receivers appointed by any  
51 court whatsoever, engaged in the transportation of freight, merchandise or  
52 other property for compensation on the route or line of any other common  
53 carrier.

54       The term "company," when used in this Act in connection with a public  
55 utility, includes any corporation, company, association, joint stock company  
56 or association, firm, partnership or individual, their lessees, trustees, or re-  
57 ceivers appointed by any court whatsoever, holding, owning, controlling or  
58 managing such a public utility, as is subject to the provisions of this Act, but  
59 not municipal corporations.

60       The term "corporation," when used in this Act, includes any corporation,  
61 company, association, joint stock company or association, but not municipal  
62 corporations.



63       The term "person," when used in this Act, includes an individual, firm  
64 or copartnership.

65       The term "warehouse," when used in this Act, includes all elevator and  
66 store houses where grain is stored for compensation, whether the property  
67 stored be kept or not.

68       The term "wharfinger," when used in this Act, includes every corpora-  
69 tion, not municipal, or person, their lessees, trustees, or receivers appointed  
70 by any court whatsoever, holding, owning, operating or managing any dock,  
71 wharves or structure used by vessels or other water craft in connection with  
72 or to facilitate receipt or discharge of freight or passengers within this State.

73       The term "service," when used in this Act, is used in its broadest and  
74 most inclusive sense and includes not only the use or accommodation afforded  
75 consumers or patrons, but also any product or commodity furnished by any  
76 public utility subject to the provisions of this Act and the plant, equipment,  
77 apparatus, appliances, property and facilities employed by, or in connection  
78 with any such public utility in performing any service or in furnishing any  
79 product or commodity and devoted to the purposes in which such public utility  
80 is engaged and to the use and accommodation of the public.

81       The term "rate," when used in this Act, includes every individual or  
82 joint rate, fare, toll, charge, rental or other compensation of any public utility,  
83 subject to the provisions of this Act, or any two or more such individual or  
84 joint rates, fares, tolls, charges, rentals or other compensations of any such  
85 public utility or any schedule or tariff thereof, and any rule, regulation, charge,  
86 practice or contract relating thereto.

87       The term "city council," when used in this Act, includes the mayor and  
88 commissioners of cities which have adopted the commission form of municipal  
89 government and the council of all other cities and villages.

90       The term "city," when used in this Act, includes all villages, unless a  
91 contrary intention appears.



Sec. 11. ACT NOT TO APPLY TO LOCAL UTILITIES.] This Act shall not apply  
2 to or control, regulate or govern any public utility with respect to the service  
3 rendered by such utility within any city or village in this State or with respect  
4 to the rates or compensation charged or received for such service; it being the  
5 intention of this Act that with respect to such service and rates and compen-  
6 sation the control, regulation and government of all utilities shall be vested  
7 in the city council in cities, and the president and board of trustees in villages;  
8 nor shall this Act apply to or control, regulate or govern any transportation  
9 district which may hereafter be formed under or pursuant to an Act entitled,  
10 "An Act to provide for the creation of local transportation districts; for the  
11 election of trustees of such districts by the legal voters thereof; for the acqui-  
12 sition by such transportation districts of a system or systems of local trans-  
13 portation, by condemnation, lease, purchase, construction or otherwise, and  
14 for the operation thereof under direction of trustees so elected, and to provide  
15 for the raising of revenue therefor."

## ARTICLE II.

### REPORTS AND ACCOUNTS.

Sec. 12. ACCOUNTS.] The commission shall have power to establish a uni-  
2 form system of accounts to be kept by public utilities or to classify public utili-  
3 ties and to establish a uniform system of accounts for each class, and to pre-  
4 scribe the manner in which such accounts shall be kept. It may also, in its dis-  
5 cretion, prescribe the forms of accounts to be kept by public utilities, including  
6 records of service, as well as accounts of earnings and expenses, and any other  
7 forms, records and memoranda which in the judgment of the commission may  
8 be necessary to carry out the provisions of this Act. The system of accounts  
9 established by the commission and the forms of accounts prescribed by it shall  
10 not be inconsistent, in the case of corporations subject to the provisions of the  
11 Act of Congress entitled, "An Act to regulate commerce," approved Febru-  
12 ary fourth, eighteen hundred and eighty-seven, and the Acts amendatory there-  
13 of and supplementary thereto, with the systems and forms from time to time

14 established for such corporations by the Interstate Commerce Commission, but  
 15 nothing herein contained shall affect the power of the commission to prescribe  
 16 forms of accounts, for such corporations, with the approval of the Interstate  
 17 Commerce Commission, covering information in addition to that required by the  
 18 Interstate Commerce Commission. Where the commission has prescribed the  
 19 forms of accounts to be kept by any public utility for any of its business, it shall  
 20 thereafter be unlawful for such public utility to keep any accounts for such busi-  
 21 ness other than those prescribed or approved by the commission, or those pre-  
 22 scribed by or under the authority of any other state or of the United States.

23 The commission may, from time to time, alter, amend or repeal, in whole or  
 24 in part, any uniform system of accounts, or the forms and manner of keeping  
 25 accounts.

Sec. 13. OTHER THAN PUBLIC UTILITY BUSINESS.] The commission may re-  
 2 quire every public utility engaged directly or indirectly in any other than a  
 3 public utility business, as defined by law, to keep separately in like manner  
 4 and form the accounts of all such other business, and the commission may pro-  
 5 vide for the examination and inspection of the books, accounts, papers and  
 6 records of such other business, in so far as may be necessary to enforce any pro-  
 7 visions of this Act. The commission shall have power to inquire as to and  
 8 prescribe the apportionment of capitalization, earnings, debts and expenses  
 9 fairly and justly to be awarded to or borne by the ownership, operation, man-  
 10 agement or control of such public utility as distinguished from such other  
 11 business.

Sec. 14. FORMS OF ACCOUNTS.] Such system of accounts shall provide for  
 2 forms shawing all sources of income, the amounts due and received from each  
 3 source and the amounts expended and due for each purpose, distinguishing  
 4 clearly all payments for operating expenses from those for new construction,  
 5 extensions and additions; and for balance sheets showing assets and liabilities  
 6 and various forms of proprietary interest.

Sec. 15. DEPRECIATION ACCOUNT.] The commission shall have power, after  
2 hearing, to require any or all public utilities to keep such accounts as will ade-  
3 quately reflect depreciation, obsolescence and the progress of the arts. The  
4 commission may, from time to time, ascertain and determine and by order fix the  
5 proper and adequate rate of depreciation of the several classes of property for  
6 each public utility; and each public utility shall conform its depreciation ac-  
7 counts to the rates so ascertained, determined and fixed.

Sec. 16. AUDIT AND INSPECTION.] The commission may provide for the  
2 examination and audit of all accounts, and all items shall be allocated to the ac-  
3 counts in the manner prescribed by the commission. The officers and employees  
4 of the commission shall have authority under the direction of the commission to  
5 inspect and examine any and all books, accounts, papers, records and memoranda  
6 kept by such public utilities.

Sec. 17. ACCOUNTS TO BE KEPT IN STATE.] Each public utility shall have  
2 an office in one of the cities, villages or incorporated towns in this State in which  
3 its property or some part thereof is located, and shall keep in said office all  
4 such books, accounts, papers, records and memoranda as shall be ordered by  
5 the commission to be kept within the State. The address of such office shall be  
7 filed with the commission. No books, accounts, papers, records or memoranda  
8 ordered by the commission to be kept within the State shall be at any time re-  
9 moved from the State, except upon such conditions as may be prescribed by the  
10 commission.

Sec. 18. FALSIFICATION OR DESTRUCTION OF ACCOUNTS.] Any person who shall  
2 wilfully make any false entry in the accounts, or in any record or memorandum  
3 kept by a public utility, or who shall wilfully destroy, mutilate, alter or by any  
4 other means or device falsify the record of any such account, record or memo-  
5 randum, or who shall wilfully neglect or fail to make full, true and correct entries  
6 in such accounts, records or memoranda of all facts and transactions appertain-  
7 ing to the business of the public utility, or shall keep any accounts or record

8 other than those prescribed or approved by the commission, shall be guilty of  
 9 a misdemeanor, and upon conviction be subject to imprisonment in the county  
 10 jail not exceeding one year, or to a fine not exceeding one thousand dollars, or to  
 11 both.

Sec. 19. PENALTY FOR DIVULGING INFORMATION.] Any officer or employe of  
 2 the commission who divulges any fact or information coming to his knowledge  
 3 during the course of an inspection, examination or investigation of any account,  
 4 record, memorandum, book or paper of a public utility, except in so far as he  
 5 may be authorized by the commission or by a court of competent jurisdiction,  
 6 or a judge thereof, shall be guilty of a misdemeanor, and upon conviction, be  
 7 subject to imprisonment in the county jail not exceeding one year, or to a fine  
 8 not exceeding one thousand dollars, or to both.

Sec. 20. REPORTS BY PUBLIC UTILITIES—PENALTIES FOR FAILURE TO REPORT OR  
 2 FALSE REPORT.] Each public utility in the State shall each year furnish to the  
 3 commission, in such form as the commission shall require, annual reports as to  
 4 all the items mentioned in the preceding sections of this article, and in addition  
 5 such other items, whether of a nature similar to those therein enumerated or  
 6 otherwise, as the commission may prescribe. Such annual reports shall con-  
 7 tain all the required information for the period of twelve months ending on the  
 8 thirtieth day of June in each year, or ending on the thirty-first day of Decem-  
 9 ber in each year, as the commission may by order prescribe for each class of  
 10 public utilities, and shall be filed with the commission at its office in Springfield  
 11 within three months after the close of the year for which the report is made.  
 12 The commission shall have authority to require any public utility to file monthly  
 13 reports of earnings and expenses of such utility, and to file other periodical or  
 14 special, or both periodical and special reports concerning any matter about  
 15 which the commission is authorized by law to keep itself informed. All reports  
 16 shall be under oath.



17 When any report is erroneous or defective or appears to the commission  
18 to be erroneous or defective, the commission may notify the public utility to  
19 amend such report within thirty days, and before or after the termination of  
20 such period the commission may examine the officers, agents or employes, and  
21 books, records, accounts, vouchers, plant, equipment and property of such public  
22 utility, and correct such items in the report as upon such examination the com-  
23 mission may find defective or erroneous.

24 All reports made to the commission by any public utility and the contents  
25 thereof shall be open to public inspection, unless otherwise ordered by the com-  
26 mission. Such reports shall be preserved in the office of the commission.

27 Any public utility which fails to make and file any report called for by the  
28 commission within the time specified; or to make specific answer to any ques-  
29 tion propounded by the commission within thirty days from the time it is law-  
30 fully required to do so, or within such further time, not to exceed ninety days,  
31 as may in its discretion be allowed by the commission, shall forfeit \$100 for  
32 each and every day it may so be in default.

33 Any person who wilfully makes any false return or report to the commission,  
34 or to any member, officer or employe thereof, and any person who aids or abets  
35 such person, shall, upon conviction, be subject to imprisonment in the county  
36 jail not exceeding one year, or to a fine not exceeding one thousand dollars, or  
37 both.

### ARTICLE III.

STOCKS AND BONDS—CAPITALIZATION—INTERCORPORATE RELATIONS—FRANCHISES—  
VALUATION.

Sec. 21. RIGHT TO ISSUE STOCKS, BONDS, ETC.] The power of public utili-  
2 ties to issue stocks, stock certificates, bonds, notes and other evidences of  
3 indebtedness and to create liens on their property is a special privilege, the  
4 right of supervision regulation, restriction and control of which is and shall  
5 continue to be vested in the State, and such power shall be exercised by the



6 commission hereby created according to the provisions of this Act, and under  
7 such rules and regulations as the commission may prescribe.

8 The commission shall provide, by serial number or other device to be  
9 placed on the face thereof, for the proper and easy identification of such  
10 stocks, stock certificates, bonds, notes and other evidences of indebtedness as  
11 may be issued by public utilities under the provisions of this article.

Sec. 22. APPROVAL OF ISSUE—APPLICATION OF PROCEEDS—INDEBTEDNESS FOR A  
2 YEAR OR LESS—FRANCHISES NOT TO BE CAPITALIZED.] Subject to the provisions  
3 of this Act and of the order of the commission issued as provided in this Act,  
4 a public utility may issue stocks and stock certificates, and bonds, notes and  
5 other evidences of indebtedness payable at periods of more than twelve months  
6 after the date hereof, for the following purposes and no others, namely: For  
7 the acquisition of property, or for the construction, extension or improvement  
8 of or addition to its facilities, or for the discharge or lawful refunding of its  
9 obligations; or for the reimbursement of moneys actually expended from in-  
10 come or from any other moneys in the treasury of the public utility not di-  
11 rectly or indirectly secured by or obtained from the issue of stocks or stock  
12 certificates, or bonds, notes or other evidences of indebtedness of such public  
13 utility, within five years next prior to the filing of an application with the  
14 commission for the required authorization, for any of the aforesaid purposes  
15 except maintenance of service, replacements and substitutions in cases where  
16 the applicant shall have kept its accounts and vouchers for such expenditures  
17 in such manner as to enable the commission to ascertain the amount of moneys  
18 so expended and the purposes for which such expenditures were made, and the  
19 sources of the funds in the treasury of the public utility applied to such  
20 expenditures: *Provided*, that such public utility, in addition to the other  
21 requirements of law, shall first have secured from the commission an order  
22 authorizing such issue and stating the amount thereof and the purpose or  
23 purposes to which the issue or the proceeds thereof are to be applied, and

24 that, in the opinion of the commission, the money, property or labor to be  
25 procured or paid for by such issue is reasonably required for the purpose or  
26 purposes specified in the order, and that, except as otherwise permitted in the  
27 order in the case of notes or other evidences of indebtedness, such purpose or  
28 purposes are not, in whole or in part, reasonably chargeable to operating  
29 expenses or to income. To enable it to determine whether it will issue such  
30 order, the commission shall hold a hearing and may make such additional in-  
31 quiry or investigation, and examine such witnesses, books, papers, accounts,  
32 documents and contracts and require the filing of such data as it may deem  
33 of assistance. The public utility may be required by the commission to dis-  
34 close every interest of the directors of such public utility in any transaction  
35 under investigation. The commission shall have power to investigate all such  
36 transactions and to inquire into the good faith thereof, to examine books,  
37 papers, accounts, documents and contracts of public utilities, construction or  
38 other companies or of firms or individuals with whom the public utility shall  
39 have had financial transactions, for the purpose of enabling it to verify any  
40 statements furnished, and to examine into the actual value of property ac-  
41 quired by, or services rendered to such public utility. Before issuing its order  
42 the commission, when it is deemed necessary by the commission, shall make an  
43 adequate physical valuation of all property of the public utility, but a valua-  
44 tion already made under proper public supervision may be adopted, either in  
45 whole or in part, at the discretion of the commission; and shall also examine  
46 all previously authorized or outstanding securities of the public utility, and  
47 fixed charges attached thereto. A statement of the results of such physical  
48 valuation, and a statement of the character of all outstanding securities, to-  
49 gether with the conditions under which they are held, shall be included in the  
50 order. The commission may require that such information or such part  
51 thereof as it thinks proper, shall appear upon the stock, stock certificate, bond,  
52 note or other evidence of indebtedness authorized by its order. The commis-  
53 sion may by its order grant permission for the issue of such stocks or stock

54 certificates, or bonds, notes or other evidences of indebtedness in the amount  
55 applied for, or in a lesser amount, or not at all, and may attach to the exercise  
56 of its permission such condition or conditions as it may deem reasonable and  
57 necessary. The commission may also require the public utility to compile for  
58 the information of its shareholders such facts in regard to its financial trans-  
59 actions, in such form as the commission may direct.

60 No public utility shall, without the consent of the commission, apply the  
61 issue of any stock or stock certificate, or bond, note or other evidence of in-  
62 debtedness, or any part thereof, or any proceeds thereof, to any purpose not  
63 specified in the commission's order or to any purpose specified in the commis-  
64 sion's order in excess of the amount authorized for such purpose, or issue, or  
65 dispose of the same on any terms less favorable than those specified in such  
66 order, or a modification thereof. The commission shall have the power to re-  
67 quire public utilities to account for the disposition of the proceeds of all sales  
68 of stocks and stock certificates, and bonds, notes and other evidences of in-  
69 debtedness, in such form and detail as it may deem advisable, and to establish  
70 such rules and regulations as it may deem reasonable and necessary to insure  
71 the disposition of such proceeds for the purpose or purposes specified in its  
72 order.

73 A public utility may issue notes, for proper purposes and not in violation  
74 of any provision of this Act or any other Act, payable at periods of not more  
75 than twelve months after the date of issuance of the same, without the con-  
76 sent of the commission; but no such note shall, in whole or in part, be renewed  
77 from time to time without the consent of the commission for an aggregate  
78 period of longer than two years, or be refunded by any issue of stocks or  
79 stock certificates, or of bonds, notes of any term or character or any other  
80 evidence of indebtedness, without the consent of the commission.

81 The commission shall have no power to authorize the capitalization of the  
82 right to be a corporation, or to authorize the capitalization of any franchise,  
83 license, or permit whatsoever or the right to own, operate or enjoy any such



84 franchise, license, or permit, in excess of the amount (exclusive of any tax or  
85 annual charge) actually paid to the State or to a political subdivision thereof  
86 as the consideration for the grant of such franchise, license, permit or right;  
87 nor shall any contract for consolidation or lease be capitalized, nor shall any  
88 public utility hereafter issue any bonds, notes or other evidences of indebted-  
89 ness against or as a lien upon any contract for consolidation or merger.

Sec. 23 CONSOLIDATIONS AND REORGANIZATIONS—CAPITALIZATION.] The capi-  
2 talization of a public utility formed by a merger or consolidation of two or more  
3 corporations shall be subject to the approval of the commission, but in no event  
4 shall the commission approve a capitalization exceeding the sum of the capital  
5 stock of the corporations so consolidated, at the par value thereof, and any ad-  
6 ditional sum actually paid in cash for improvements; nor shall any contract for  
7 consolidation or lease be capitalized in the stock of any corporation whatever;  
8 nor shall any corporation hereafter issue any bonds against or as a lien upon any  
9 contract for consolidation or merger. In any reorganization of a public utility,  
10 resulting from forced sale, or in any other manner, the amount of capitalization,  
11 including therein all stocks and stock certificates, and bonds, notes, and other  
12 evidences of indebtedness, shall be such as is authorized by the commission,  
13 which in making its determination, shall not exceed the fair value of the prop-  
14 erty involved. Issuance of stocks and stock certificates, and bonds, notes or  
15 other evidences of indebtedness in connection with any consolidation, merger, or  
16 reorganization shall be subject to all the terms of Sections 21 and 22 of this Act.

Sec. 24. STOCKS, BONDS, ETC., UNLAWFULLY ISSUED, VOID.] All stocks and  
2 every stock certificate, and every bond, note or other evidence of indebtedness,  
3 of a public utility, not payable within twelve months issued without an order of  
4 the commission authorizing the same then in effect shall be void, unless issued  
5 upon the authority of any articles of incorporation or amendments thereto, and  
6 of a vote of the stockholders or directors, filed and taken before this Act becomes  
7 a law, and likewise all stock and every stock certificate, and every bond, note or

8 other evidence of indebtedness of a public utility not payable within twelve  
 9 months, issued with the authorization of the commission, but not conforming in  
 10 its provisions to the provisions, if any, which it is required by the order of  
 11 authorization of the commission to contain, shall be void; but no failure in any  
 12 other respect to comply with the terms or conditions of the order of authoriza-  
 13 tion of the commission shall render void any stock or stock certificate, or any  
 14 bond, note or other evidence of indebtedness, except as to a corporation or per-  
 15 son taking the same with notice of the failure to comply with the order of the  
 16 commission.

Sec. 25. PENALTY AGAINST PUBLIC UTILITY.] Every public utility which, di-  
 2 rectly or indirectly, issues or causes to be issued, any stock, stock certificates,  
 3 bond, note or other evidence of indebtedness, in non-conformity with the order  
 4 of the commission authorizing the same, or contrary to the provisions of this  
 5 Act, or which applies the proceeds from the sale thereof, or any part thereof,  
 6 to any purpose other than the purpose or purposes specified in the commission's  
 7 order, as herein provided, or to any purpose specified in the commission's order,  
 8 in excess of the amount authorized for such purpose, shall, upon conviction, be  
 9 subject to a penalty of not less than five hundred dollars (\$500) nor more than  
 10 twenty thousand dollars (\$20,000) for each offense.

Sec. 26. PENALTY FOR FALSE STATEMENT, ETC.] Every officer, agent or em-  
 2 ploye of a public utility, and every other person who knowingly authorizes, di-  
 3 rects, issues or executes, causes to be issued or executed, or aids in the issue or  
 4 execution of any stock, stock certificate, bond, note or other evidence of indebted-  
 5 ness, in non-conformity with the order of the commission authorizing the same,  
 6 or contrary to the provisions of this Act; or who, in any proceeding before the  
 7 commission, knowingly makes any false statement or representation, or with the  
 8 knowledge of its falsity files or causes to be filed with the commission any false  
 9 statement or representation, which said statement or representation so made,  
 10 filed or caused to be filed may tend in any way to influence the commission to



11 make an order authorizing the issue of any stock or stock certificate, or any bond,  
12 note or other evidence of indebtedness, or which results in procuring from the  
13 commission the making of any such order, or who, with knowledge that any false  
14 statement or representation was made to the commission, in any proceeding, tend-  
15 ing in any way to influence the commission to make such order, issues or executes  
16 or negotiates, or causes to be issued, executed or negotiated any such stock or stock  
17 certificate, or bond, note or other evidence of indebtedness, or who, directly or  
18 indirectly, knowingly applies or causes or assists to be applied the proceeds or  
19 any part thereof, from the sale of any stock or stock certificate, or bond, note  
20 or other evidence of indebtedness, to any purpose not specified in the commis-  
21 sion's order, or to any purpose specified in the commission's order in excess of  
22 the amount authorized for such purpose, or who, with knowledge that any stock  
23 or stock certificate, or bond, note or other evidence of indebtedness, has been  
24 issued or executed in violation of any of the provisions of this Act, negotiates,  
25 or causes the same to be negotiated, shall, on conviction thereof, be imprisoned  
26 in the State penitentiary for a term of not less than two years and not more than  
27 ten years.

Sec. 27. NO GUARANTEE OF STOCKS, BONDS, ETC., BY STATE.] No provision of  
2 this act, and no deed or act done or performed under or in connection therewith,  
3 shall be held or construed to obligate the State of Illinois to pay or guarantee,  
4 in any manner whatsoever, any stock or stock certificate, or bond, note or other  
5 evidence of indebtedness, authorized, issued or executed under the provisions  
6 of this act; nor shall it be held or construed to imply any validation or approval  
7 by the State of past issues, nor that past or future or past and future issues  
8 represent actual value of property owned or to be owned by a public utility or  
9 the value of such property for rate-making purposes.

Sec. 28. INTERCORPORATE RELATIONS.] Unless the consent and approval of  
2 the commission is first obtained:

3       (a) No two or more public utilities may enter into contracts with each  
4 other that will enable such public utilities to operate their lines or plants in con-  
5 nection with each other;

6       (b) No public utility may purchase, lease, or in any other manner acquire,  
7 control, direct or indirect, over the franchises, licenses, permits, plant, equip-  
8 ment, business, or other property of any other public utility;

9       (c) No public utility may assign, transfer, lease, mortgage, sell, or other-  
10 wise dispose of or encumber the whole or any part of its franchises, licenses,  
11 permits, plant, equipment, business, or other property; but this shall not be con-  
12 strued to prevent the sale, lease, assignment or transfer by any public utility of  
13 any tangible personal property which is not necessary or useful in the perform-  
14 ance of its duties to the public.

15       (d) No public utility may by any means, direct or indirect, merge or con-  
16 solidate its franchises, licenses, permits, plant, equipment, business, or other  
17 property with that of any other public utility;

18       (e) No public utility may purchase, acquire, take or receive any stock,  
19 stock certificates, bonds, notes or other evidence of indebtedness of any other  
20 public utility. But with the consent and approval of the commission, a public  
21 utility may purchase, acquire, take or hold stock, stock certificates, bonds, notes  
22 or other evidences of indebtedness of another public utility.

23       The proceedings for obtaining the authorization of the commission provided  
24 for in this section shall be as follows: There shall be filed with the commission  
25 a petition, joint or otherwise, as the case may be, signed and verified by the  
26 president and secretary of the respective companies, or by the person or com-  
27 pany, as the case may be, clearly setting forth the object and purposes desired,  
28 and setting forth the full and complete terms of the proposed assignment, trans-  
29 fer, lease, mortgage, purchase, sale, merger, consolidation, contract or other  
30 transaction, as the case may be. Upon the filing of such petition, the commis-  
31 sion shall, if it deems necessary, fix a time and place for the hearing thereon.  
32 After such hearing, or in case no hearing is required, if the commission is satis-

33 fied that such petition should reasonably be granted, and that the public will be  
34 convenienced thereby, the commission shall make such order in the premises as  
35 it may deem proper and as the circumstances may require, attaching such con-  
36 ditions as it may deem proper, and thereupon it shall be lawful to do the things  
37 provided for in such order. The commission shall impose such conditions as  
38 will protect the interests of the minority and preferred stockholders.

39 Every assignment, transfer, lease, mortgage, sale, or other disposition or  
40 encumbrance of the whole or any part of the franchises, licenses, permits, plant,  
41 equipment, business or other property of any public utility, or any merger or  
42 consolidation thereof, and every contract, purchase of stock, or other transact-  
43 ion referred to in this section, made otherwise than in accordance with an order  
44 of the commission authorizing the same, except as provided in this section, shall  
45 be void.

Sec. 29. FOREIGN CORPORATIONS—FRANCHISES—APPLICATIONS OF LAW TO.] No  
2 franchise, license, permit or right to own, operate, manage or control any public  
3 utility, except common carriers engaged in interstate commerce, shall be here-  
4 after granted or transferred to any grantee or transferee other than a corpora-  
5 tion duly incorporated under the laws of this State.

6 No public utility shall be in any manner exempt from the provisions of  
7 this act because or by virtue of the fact that it may be or may have been incor-  
8 porated or organized under the laws of another state, or of the United States,  
9 or of a foreign country.

Sec. 30. TRANSFER OF FRANCHISES.] No franchise, license, permit or right  
2 to own, operate, manage or control any public utility shall be assigned, trans-  
3 ferred or leased nor shall any contract or agreement with reference to or affect-  
4 ing any such franchise, license, permit or right be valid or of any force or effect  
5 whatsoever unless such assignment, lease, contract or agreement shall have been  
6 approved by the commission. Such permission shall not be construed to revive  
7 or validate any lapsed or invalid franchise, license, permit or right, or to enlarge



8 or add to the powers and privileges contained in the grant of any franchise,  
9 license, permit or right, or to waive any forfeiture.

Sec. 31. VALUATION.] The commission shall have power to ascertain the  
2 value of the property of every public utility in this State and every fact which  
3 in its judgment may or does have any bearing on such value. In making such  
4 valuation the commission may avail itself of any information, books, documents,  
5 or records in the possession of any officer, department or board of the State or  
6 any subdivision thereof. The commission shall have power to make revaluation  
7 from time to time and also to ascertain the value of all new construction, exten-  
8 sions and additions to the property of every public utility.

Sec. 32. FEES FOR ISSUANCE OF STOCKS AND BONDS.] The commission shall  
2 charge every public utility receiving permission under this act for the issue of  
3 stocks, stock certificates, bonds, notes and other evidences of indebtedness an  
4 amount equal to ten (10) cents for every hundred dollars of such securities  
5 authorized by the commission, and the same shall be paid into the State treasury  
6 before any such securities shall be issued.

## ARTICLE IV.

### RATES AND SERVICE—ACCIDENTS.

Sec. 33. GENERAL DUTIES OF PUBLIC UTILITIES.] All rates or other charges  
2 made, demanded or received by any public utility, or by any two or more public  
3 utilities, for any product or commodity furnished or to be furnished or for any  
4 service rendered or to be rendered shall be just and reasonable. Every unjust  
5 or unreasonable charge made, demanded or received for such product or com-  
6 modity or service is hereby prohibited and declared unlawful.

7 Every public utility shall furnish, provide and maintain such service, in-  
8 strumentalities, equipment and facilities as shall promote the safety, health,  
9 comfort and convenience of its patrons, employees, and the public, and as shall  
10 be in all respects adequate, efficient, just and reasonable.

11 All rules and regulations made by a public utility affecting or pertaining  
12 to its charges or service to the public shall be just and reasonable.

Sec. 34. FILING SCHEDULE OF RATES.] Every public utility shall file with  
2 the commission and shall print and keep open to public inspection schedules  
3 showing all rates and other charges, and classifications, which are in force at the  
4 time for any product or commodity furnished or to be furnished by it, or for  
5 any service performed by it, or for any service in connection therewith, or per-  
6 formed by any public utility controlled or operated by it. Every public utility  
7 shall file with and as a part of such schedule and shall state separately all rules,  
8 regulations, terminal, icing, storage or other charges, privileges and contracts  
9 that in any manner affect the rates charged or to be charged for any service.  
10 Such schedule shall be filed for all services performed wholly or partly within  
11 this State.

12 Where a schedule of joint rates or other charges, or classifications is or may  
13 be in force between two or more public utilities such schedules shall in like  
14 manner be printed and filed with the commission, and so much thereof as the  
15 commission shall deem necessary for the use of the public shall be filed in every  
16 station or office of such public utility in accordance with the terms of Section  
17 35 of this Act. Unless otherwise ordered by the commission a schedule show-  
18 ing such joint rates or other charges, or classification need not be filed with the  
19 commission by more than one of the parties to it: *Provided*, that there is also  
20 filed with the commission a concurrence in schedule by each of the other parties  
21 thereto.

22 Every public utility shall file with the commission copies of all contracts,  
23 agreements or arrangements with other public utilities, in relation to any ser-  
24 vice, product or commodity affected by the provisions of this Act, to which it  
25 may be a party, and copies of all other contracts, agreements or arrangements  
26 with any other person or corporation affecting in the judgment of the commis-  
27 sion the cost to such public utility of any service, product or commodity.



Sec. 35. PUBLICATION AND POSTING OF SCHEDULES.] Subject to such rules

2 and regulations as the commission may prescribe, the schedules referred to in  
3 Section 34 shall be plainly printed, mimeographed or typewritten in large type,  
4 and a copy thereof shall be posted or kept on file in every station or office of  
5 a public utility where the public transacts business with such public utility. Any  
6 or all of such schedules kept as aforesaid shall be immediately produced by  
7 such public utility for inspection upon the demand of any person. A notice  
8 printed in bold type, in size prescribed by the commission, stating that such  
9 schedules are on file with the agent and open to inspection by any person, and  
10 that the agent will assist any person to determine from such schedules any rates  
11 or other charges, classification, rules or regulations in force, shall be kept  
12 posted by the public utility in two public and conspicuous places in every such  
13 station or office. The form of every such schedule shall be prescribed by the  
14 commission and shall conform in the case of common carriers subject to the Act  
15 of Congress entitled, "An Act to regulate commerce," approved February  
16 fourth, eighteen hundred and eighty-seven, and the Acts amendatory thereof  
17 and supplementary thereto, as nearly as may be, to the form of schedules and  
18 manner of posting prescribed by the Interstate Commerce Commission under  
19 said Act: *Provided*, that in lieu of filing its entire schedule in each station or  
20 office, any public utility may, subject to the regulations of the commission, file  
21 or keep posted at such station or office, schedules of such rates or other charges,  
22 classifications, rules and regulations relating thereto, as are applicable at, to  
23 and from the place where such office is located.

24 The commission may determine and prescribe the form in which the sched-  
25 ules required by this Act to be filed with the commission and to be kept open to  
26 public inspection shall be prepared and arranged, and may change the form  
27 from time to time if it shall be found expedient: *Provided, however*, that the  
28 commission shall endeavor to have such form or forms prescribed by it conform  
29 so far as practicable to any similar form or forms prescribed by the Interstate  
30 Commerce Commission.

Sec. 36. NO SERVICE TO BE RENDERED UNTIL SCHEDULES FILED.] No public utility shall undertake to perform any service or to furnish any product or commodity unless or until the rates and other charges and classifications, rules and regulations relating thereto, applicable to such service, product or commodity, have been filed and published in accordance with the provisions of this Act: *Provided*, that in case of emergency, a service, product or commodity not specifically covered by the schedules filed, may be performed or furnished at a reasonable rate, which rate shall forthwith be filed and shall be subject to review in accordance with the provisions of this Act.

Sec. 37. CHANGES OF RATES.] Unless the commission otherwise orders, no change shall be made by any public utility in any rate or other charge or classification, or in any rule, regulation, practice or contract relating to or affecting any rate or other charge, classification or service, or in any privilege or facility, except after thirty days' notice to the commission and to the public as herein provided. Such notice shall be given by filing with the commission and keeping open for public inspection new schedules or supplements stating plainly the change or changes to be made in the schedule or schedules then in force, and the time when the change or changes will go into effect. The commission, for good cause shown, may allow changes without requiring the thirty days' notice herein provided for, by an order specifying the changes so to be made and the time when they shall take effect, and the manner in which they shall be filed and published. When any change is proposed in any rate or other charge or classification, or in any rule, regulation, practice, or contract relating to or affecting any rate or other charge, classification or service, or in any privilege or facility, such proposed changes shall be plainly indicated on the new schedule filed with the commission, by some character to be designated by the commission, immediately preceding or following the item.

20 No public utility shall increase any rate or other charge, or so alter any  
21 classification, contract, practice, rule or regulation as to result in any increase  
22 in any rate or other charge, under any circumstances whatsoever, except upon  
23 a showing before the commission and a finding by the commission that such  
24 increase is justified.

25 Whenever there shall be filed with the commission any schedule stating an  
26 individual or joint rate or other charge, classification, contract, practice, rule  
27 or regulation, the commission shall have power, and it is hereby given author-  
28 ity, either upon complaint or upon its own initiative without complaint, at  
29 once, and if it so orders, without answer or other formal pleadings by the  
30 interested public utility or utilities, but upon reasonable notice, to enter upon a  
31 hearing concerning the propriety of such rate or other charge, classification,  
32 contract, practice, rule or regulation, and pending the hearing and the decision  
33 thereon, such rate or other charge, classification, contract, practice, rule or  
34 regulation shall not go into effect: *Provided*, that the period of suspension of  
35 such rate or other charge, classification, contract, practice, rule or regulation  
36 shall not extend more than one hundred and twenty days beyond the time  
37 when such rate or other charge, classification, contract, practice, rule or regu-  
38 lation would otherwise go into effect unless the commission, in its discretion,  
39 extends the period of suspension for a further period not exceeding six months.  
40 On such hearing the commission shall establish the rates or other charges,  
41 classifications, contracts, practices, rules or regulations proposed, in whole or  
42 in part, or others in lieu thereof, which it shall find to be just and reasonable.  
43 All such rates or other charges, classifications, contracts, practices, rules or  
44 regulations not so suspended shall, on the expiration of thirty days from the  
45 time of filing the same with the commission, or of such lesser time as the  
46 commission may grant, go into effect and be the established and effective  
47 rates or other charges, classifications, contracts, practices, rules and regula-  
48 tions, subject to the power of the commission, after a hearing had on its own  
49 motion or upon complaint, as herein provided, to alter or modify the same.



50 Within thirty days after such changes have been authorized by the commis-  
51 sion, copies of the new or revised schedules shall be posted or filed in accord-  
52 ance with the terms of Section 35 of this Act, in such a manner that all  
53 changes shall be plainly indicated. The reasonable notice in this section men-  
54 tioned shall be taken to be not less than ten (10) days notice.

Sec. 38. CHARGING MORE OR LESS THAN PUBLISHED RATE.] Except as in this  
2 article otherwise provided, no public utility shall charge, demand, collect or  
3 receive a greater or less or different compensation for any product, or com-  
4 modity furnished or to be furnished, or for any service rendered or to be ren-  
5 dered, than the rates or other charges applicable to such product or com-  
6 modity or service as specified in its schedules on file and in effect at the time,  
7 except as provided in Section 36, nor shall any such public utility refund or  
8 remit, directly or indirectly, in any manner or by any device, any portion of  
9 the rates or other charges so specified, nor extend to any corporation or per-  
10 son any form of contract or agreement or any rule or regulation or any facil-  
11 ity or privilege except such as are regularly and uniformly extended to all  
12 corporations and persons.

Sec. 39. DISCRIMINATION FORBIDDEN.] No public utility shall, as to rates or  
2 other charges, services, facilities or in any other respect, make or grant any  
3 preference or advantage to any corporation or person or subject any corporation  
4 or person to any prejudice or disadvantage. No public utility shall establish or  
5 maintain any unreasonable difference as to rates or other charges, services, fa-  
6 cilities, or in any other respect, either as between localities or as between classes  
7 of service.

8 Every public utility shall, upon reasonable notice, furnish to all persons who  
9 may apply therefor and be reasonably entitled thereto, suitable facilities and  
10 service, without discrimination and without delay.

Sec. 40. DISCRIMINATION—REBATES, ETC.—TRANSPORTATION IN EXCHANGE FOR  
2 ADVERTISING IN NEWSPAPER.] No public utility, or any officer or agent thereof, or

any person acting for or employed by it, shall directly or indirectly, by any device or means whatsoever, suffer or permit any corporation or person to obtain any service, commodity, or product at less than the rate or other charge then established and in force as shown by the schedule filed and in effect at the time. No person or corporation shall, directly or indirectly, by any device or means, whatsoever, whether with or without the consent or connivance of a public utility or any of its officers, or employees, seek to obtain or obtain any service, commodity, or product at less than the rate or other charge then established and in force therefor; *Provided, however,* that nothing in this Act contained shall be construed to prevent any railroad or transportation company from selling or granting transportation or transportation privileges to the owner or owners of any newspaper or magazine of general circulation in payment of or in exchange for advertising space in such newspaper or magazine, at the full value thereof.

Sec. 41. LONG AND SHORT HAUL, ETC.—COMMON CARRIERS, TELEPHONES, TELEGRAPH, ETC.] No common carrier subject to the provisions of this Act shall charge or receive any greater compensation in the aggregate for the transportation of persons or of a like kind of property for a shorter than for a longer distance over the same line or route in the same direction within this State, the shorter being included within the longer distance, or charge any greater compensation as a through rate than the aggregate of the intermediate rates; but this shall not be construed as authorizing any such common carrier to charge or receive as great a compensation for a shorter as for a longer distance or haul. Upon application to the commission, any common carrier may, in special cases, after investigation, be authorized by the commission to charge less for a longer than for a shorter distance for the transportation of persons or property, and the commission may from time to time prescribe the extent to which such carrier may be relieved from the operation and requirements of this section.

No telephone or telegraph company subject to the provisions of this Act shall charge or receive any greater compensation in the aggregate for the transmission of any long distance message or conversation for a shorter than for a



18 longer distance over the same line or route in the same direction, within this  
19 State, the shorter being included within the longer distance, or charge any  
20 greater compensation for a through service than the aggregate of the intermedi-  
21 ate rates or tolls; but this shall not be construed as authorizing any such tele-  
22 phone or telegraph company to charge and receive as great a compensation for  
23 a shorter as for a longer distance. Upon application to the commission, a tele-  
24 phone or telegraph company may, in special cases, after investigation, be author-  
25 ized by the commission to charge less for a longer than for a shorter distance  
26 service for the transmission of messages or conversations, and the commission  
27 may from time to time prescribe the extent to which such telephone or telegraph  
28 company may be relieved from the operation and requirements of this section.

29 No other public utility shall without the consent of the commission, charge  
30 or receive any greater compensation in the aggregate for a lesser commodity,  
31 product or service than for a greater commodity product or service of like char-  
32 acter.

Sec. 42. COMMISSION TO FIX RATES AND REGULATIONS.] Whenever the com-  
2 mission after a hearing had upon its own motion or upon complaint, shall find  
3 that the rates or other charges, or classifications, or any of them, demanded,  
4 observed, charged or collected by any public utility for any service or product  
5 or commodity, or in connection there-with, including the rates or fares for ex-  
6 cursion or commutation tickets, or that the rules, regulations, contracts or prac-  
7 tices, or any of them, affecting such rates or other charges, or classifications, or  
8 any of them, are unjust, unreasonable, discriminatory or preferential, or in any  
9 wise in violation of any provision of law, or that such rates or other charges, or  
10 classifications are insufficient, the commission shall determine the just, reason-  
11 able or sufficient rates or other charges, classifications, rules, regulations, con-  
12 tracts or practices to be thereafter observed and in force, and shall fix the  
13 same by order as hereinafter provided.

14 The Commission shall have power, upon a hearing, had upon its own motion  
15 or upon complaint, to investigate a single rate or other charge, classification,  
16 rule, regulation, contract or practice, or any number thereof, or the entire

17 schedule or schedules of rates or other charges, classifications, rules, regula-  
 18 tions, contracts and practices, or any thereof, of any public utility, and to es-  
 19 tablish new rates or other charges, classifications, rules, regulations, contracts  
 20 or practices, or schedule or schedules, in lieu thereof: *Provided*, that nothing in  
 21 this section or Act shall be construed to repeal an Act to establish and regulate  
 22 the maximum rate of charges for the transportation of passengers by corpora-  
 23 tions or companies operating or controlling railroads in part or in whole in  
 24 this State, and to provide penalties for the violations of the provisions thereof,  
 25 and repealing all Acts and parts of Acts in conflict therewith, approved May 27,  
 26 1907, in force July 1, 1907.

Sec. 43. CONTRACT RATES—HOW MAY BE CHANGED.] The commission shall  
 2 have no power to change, alter, set aside or abrogate, in whole or in part, any  
 3 contract between a public utility subject to the provisions hereof, on the one  
 4 part, and any city or village, on the other part, with respect to the service to be  
 5 rendered by such public utility and the rates to be charged for such service for  
 6 a definite term of years, not exceeding twenty years, without the consent of such  
 7 city or village.

Sec. 44. CONTROL OVER JOINT RATES.] Whenever the commission, after a  
 2 hearing had on its own motion or upon complaint, shall find that the rates or  
 3 other charges, or classifications in force over two or more common carriers, be-  
 4 tween any two points in this State, are unjust, unreasonable or excessive, or that  
 5 no satisfactory through route or joint rate or other charge, or classification exists  
 6 between such points, and that the public convenience and necessity demand the  
 7 establishment of a through route and joint rate or other charge, or classifica-  
 8 tion between such points, the commission may order such common carriers to  
 9 establish such through route and may establish and fix a joint rate or other  
 10 charge, or classification which will be just and reasonable, to be followed,  
 11 charged, enforced, demanded and collected in the future, and the terms and  
 12 conditions under which such through route shall be operated. The commission

13 may order that freight moving between such points shall be carried by the differ-  
14 ent common carriers, parties to such through route and joint rate, without being  
15 transferred from the originating cars. In case the common carriers do not agree  
16 upon the division between them of the joint rates or other charges established  
17 by the commission over such through routes, the commission shall, after hear-  
18 ing, by supplemental order, establish such division: *Provided*, that where any  
19 railroad which is made a party to a through route has itself over its own line  
20 an equally satisfactory through route between the termini of the through route  
21 established, such railroad shall have the right to require as its division of the  
22 joint rate or other charge its local rate or other charge over the portion of its  
23 lines comprised in such through route, and the commission may, in its discre-  
24 tion, allow to such railroad more than its local rate or other charge whenever it  
25 will be equitable so to do: *And, provided*, that the shipper shall have the right  
26 to route his freight whenever through rates shall have been established either  
27 by the commission or by the common carrier.

28 The commission shall also have power, after a hearing had upon its own  
29 motion or upon complaint, to order any other public utilities to establish and  
30 fix reasonable and sufficient joint rates or other charges, or classifications. In  
31 case such public utilities do not agree upon the division between them of such  
32 joint rates or other charges the commission shall, after hearing, establish such  
33 division by supplemental order.

Sec. 45. INTERSTATE RATES.] The commission shall have the power to in-  
2 vestigate all existing or proposed interstate rates or other charges, and classifi-  
3 cations, and all rules and practices in relation thereto, of any public utility,  
4 where any act in relation thereto shall take place within this State; and when  
5 the same are, in the opinion of the commission, excessive or discriminatory, or  
6 in violation of the act of Congress entitled, "An Act to regulate commerce,"  
7 approved February fourth, eighteen hundred and eighty-seven, and the acts  
8 amendatory thereof and supplementary thereto, or of any other act of Congress,  
9 or in conflict with the rulings, orders or regulations of the Interstate Com-



10 merce Commission, the commission may apply by petition or otherwise to the  
 11 Interstate Commerce Commission or to any court of competent jurisdiction for  
 12 relief.

Sec. 46. INTERCHANGE OF TRAFFIC OR SERVICE.] Every common carrier shall  
 2 afford all reasonable, proper and equal facilities for the prompt and efficient  
 3 interchange and transfer of passengers, tonnage and cars, loaded or empty, be-  
 4 tween the lines owned, operated, controlled or leased by it and the lines of every  
 5 other common carrier, and shall make such interchange and transfer promptly  
 6 without discrimination between shippers, passengers or carriers either as to  
 7 compensation charged, service rendered or facilities afforded. Every railroad  
 8 company shall receive from every other railroad company having the same gauge  
 9 track, at any point of connection, freight cars of proper standard and in proper  
 10 condition, and shall haul the same either to destination, if the destination be  
 11 upon a line owned, operated or controlled by such railroad company, or to point  
 12 of transfer according to route billed, if the destination be upon the line of some  
 13 other railroad company. But nothing in this act shall be construed as requiring  
 14 any common carrier to give the use of its terminal facilities to another common  
 15 carrier engaged in like business.

16 Every telephone company and telegraph company operating in this State  
 17 shall receive, transmit and deliver, without discrimination or delay, the conver-  
 18 sations and messages of every other telephone or telegraph company, with  
 19 which a joint rate has been established or with whose line a physical connection  
 20 may have been made.

Sec. 47. SIDE TRACK CONNECTIONS.] Every railroad company, upon the appli-  
 2 cation of any corporation or person, being a shipper or receiver of freight, or of  
 3 any corporation, person or municipal corporation owning, operating or controll-  
 4 ing any wharf or harbor facilities, for a connection between the railroad of such  
 5 railroad company and any existing or contemplated track, tracks or railroad of  
 6 such corporation, person or municipal corporation, shall make such connection

7 and provide such switches and tracks as may be necessary for that purpose  
8 and deliver and receive cars thereover: *Provided*, that such connection is rea-  
9 sonably practicable and can be installed and used without materially increasing  
10 the hazard of the operation of the railroad with which such connection is sought,  
11 and that the business which may reasonably be expected to be received by such  
12 railroad company over such connection is sufficient to justify the expense of such  
13 connection to such railroad company.

14 Under the conditions specified in the above proviso every railroad company,  
15 upon the application of any corporation or person, being a shipper or receiver  
16 or contemplated shipper or receiver of freight, shall construct upon its right of  
17 way a spur or spurs for the purpose of receiving and delivering freight  
18 thereby, and shall receive and deliver freight thereby.

19 Whenever the commission, after a hearing had upon its own motion or upon  
20 complaint, shall find that application has been made by any corporation  
21 or person to a railroad company for a connection or spur as provided in this  
22 section, and that the railroad company has refused to provide such connection  
23 or spur and that the applicant is entitled to have the same provided for him,  
24 the commission shall make an order requiring the providing of such connection  
25 or spur and the maintenance and use of the same upon reasonable terms which  
26 the commission shall have the power to prescribe. Whenever any such connec-  
27 tion or spur has been so provided, any corporation or person shall be entitled  
28 to connect with the track, tracks or railroad thereby connected with the railroad  
29 of the railroad company and to use the same or to use the spur so provided  
30 upon payment to the party or parties incurring the primary expense of such  
31 track, tracks or railroad, or the connection therewith or of such spur, of a rea-  
32 sonable proportion of the cost thereof to be determined by the commission  
33 after notice to the interested parties and a hearing thereon: *Provided*, that  
34 such connection and use can be made without unreasonable interference with  
35 the rights of the party or parties incurring such primary expense. The com-  
36 mission shall likewise have the power to require one railroad company to switch



37 to private spurs and industrial tracks upon its own railroad the cars of a con-  
38 necting railroad company and to prescribe the terms and compensation for such  
39 service.

Sec. 48. TRACK CONNECTIONS.] Whenever the commission shall find, after  
2 a hearing had upon complaint or upon its own motion, that the public conven-  
3 ience and necessity would be subserved by having track connections made be-  
4 tween any two or more railroads, the commission shall order such railroads of  
5 the same or similar gauge to make physical connections at any and all cross-  
6 ings, and at all points where the railroad shall begin or terminate at or near  
7 any other railroad, and at all towns or cities where two or more railroads  
8 enter the limits of the same, so that the cars of any such railroad company  
9 may be speedily transferred from one railroad to another, and shall order  
10 whether the expense thereof shall be borne jointly or otherwise.

Sec. 49. TELEPHONE AND TELEGRAPH CONNECTIONS.] Whenever the commis-  
2 sion, after a hearing had upon its own motion or upon complaint, shall deter-  
3 mine that public convenience and necessity require a physical connection for  
4 the establishment of a continuous line of communication between any two or  
5 more public utilities for the conveyance of messages or conversations, the  
6 commission may, by order, require that such connection be made. If such  
7 public utilities do not agree upon the division between them of the cost of  
8 such physical connection or connections, the commission shall have authority,  
9 after further hearing, to establish such division by supplemental order.

Sec. 50. JOINT USE OF FACILITIES.] Whenever the commission, after a hear-  
2 ing had upon its own motion or upon complaint, shall find that public conven-  
3 ience and necessity require the use by one public utility of the conduits, sub-  
4 ways, tracks, wires, poles, pipes or other property or equipment, or any part  
5 thereof, on, over or under any street or highway, belonging to another public  
6 utility, and that such use will not prevent the owner or other users thereof  
7 from performing their public duties nor result in irreparable injury to such

8 owner or other users of such conduits, subways, tracks, wires, poles, pipes or  
9 other property or equipment, or in any substantial detriment to the service, and  
10 that such public utilities have failed to agree upon such use, or the terms  
11 and conditions or compensation for the same, the commission may, by order,  
12 direct that such use be permitted and prescribe a reasonable compensation and  
13 reasonable terms and conditions for such joint use. If such use be directed,  
14 the public utility to whom the use is permitted shall be liable to the owner  
15 or other users of such conduits, subways, tracks, wires, poles, pipes or other  
16 property or equipment, for such damage as may result therefrom to the prop-  
17 erty of such owner or other users thereof: *Provided*, that nothing in this sec-  
18 tion shall be construed to extend the jurisdiction of the commission over the  
19 joint use of such facilities of public utilities mainly or primarily within a city  
20 and subject to the jurisdiction of such city.

Sec. 51. FACILITIES, ETC.—POWER OF COMMISSION TO REQUIRE.] Whenever  
2 the commission, after a hearing had upon its own motion or upon complaint,  
3 shall find that the rules, regulations, practices, equipment, appliances, facili-  
4 ties or service of any public utility, or the methods of manufacture, distribu-  
5 tion, transmission, storage or supply employed by it, are unjust, unreasonable,  
6 unsafe, improper, inadequate or insufficient, the commission shall determine the  
7 just, reasonable, safe, proper, adequate, or sufficient rules, regulations, prac-  
8 tices, equipment, appliances, facilities, service or methods to be observed, fur-  
9 nished, constructed, enforced or employed and shall fix the same by its order,  
10 decision, rule or regulation. The commission shall prescribe rules and regu-  
11 lations for the performance of any service or the furnishing of any commodity  
12 of the character furnished or supplied by any public utility.

Sec. 52. ADDITIONS AND NEW STRUCTURES — JOINT CONSTRUCTION.] When-  
2 ever the commission, after a hearing had upon its own motion or upon com-  
3 plaint, shall find that additions, extensions, repairs or improvements to, or  
4 changes in the existing plant, equipment, apparatus, facilities or other physical

5 property of any public utility or of any two or more public utilities ought rea-  
6 sonably to be made, or that a new structure or structures should be erected, to  
7 promote the security or convenience of its employes or the public, or in any  
8 other way to secure adequate service or facilities, the commission shall make  
9 and serve an order directing that such additions, extensions, repairs, improve-  
10 ments or changes be made or such structure or structures be erected in the  
11 manner and within the time specified in said order. If any additions, exten-  
12 sions, repairs, improvements or changes, or any new structure or structures  
13 which the commission has ordered to be erected, require joint action by two  
14 or more public utilities, the commission shall notify the said public utilities  
15 that such additions, extensions, repairs, improvements or changes or new  
16 structure or structures have been ordered and that the same shall be made at  
17 their joint cost, whereupon the said public utilities shall have such reasonable  
18 time as the commission may grant within which to agree upon the portion or  
19 division of cost of such additions, extensions, repairs, improvements or changes  
20 or new structure or structures, which each shall bear. If at the expiration of  
21 such time such public utilities shall fail to file with the commission a statement  
22 that an agreement has been made for a division or apportionment of the cost  
23 or expense of such additions, extensions, repairs, improvements or changes, or  
24 new structure or structures, the commission shall have authority, after further  
25 hearing, to make an order fixing the proportion of such cost or expense to be  
26 borne by each public utility and the manner in which the same shall be paid or  
27 secured.

Sec. 53. ADEQUACY OF RAILROAD SERVICE.] Whenever the commission, after  
2 a hearing had upon its own motion or upon complaint, shall find that any rail-  
3 road company does not run a sufficient number of trains or cars, or possess or  
4 operate sufficient motive power, reasonably to accommodate the traffic, passen-  
5 ger or freight, transported by or offered for transportation to it, or does not  
6 run its trains or cars with sufficient frequency or at a reasonable or proper time



7 having regard for safety, or does not stop the same at proper places, or does not  
8 run any train or trains, car or cars, upon a reasonable time schedule for the run,  
9 the commission shall have power to make an order directing any such railroad  
10 company to increase the number of its trains or of its cars or its motive power  
11 or to change the time for starting its trains or cars or to change the time schedule  
12 for the run of any train or car, or to change the stopping place or places thereof,  
13 or to make any other order that the commission may determine to be reasonably  
14 necessary to accommodate and transport the traffic, passenger or freight, trans-  
15 ported or offered for transportation.

Sec. 54. DISTRIBUTION OF CARS—EXPEDITING TRAFFIC—DEMURRAGE—STORAGE  
2 —SWITCHING—DELIVERY OF EXPRESS—WEIGHTS.] Every railroad company shall,  
3 when within its power to do so, and upon reasonable notice, furnish suitable cars  
4 to any and all persons who may apply therefor, for the transportation of any  
5 and all kinds of freight in carload lots, and shall use reasonable diligence in mov-  
6 ing freight and making deliveries thereof. In case of insufficiency of cars at any  
7 time to meet all requirements, such cars as are available shall be distributed among  
8 the several applicants therefor in proportion to their respective immediate re-  
9 quirements without discrimination between shippers, localities or competitive  
10 or non-competitive places: *Provided, however,* that preference may be given to  
11 shipments of live stock and perishable property. The commission, after hearing  
12 upon its own motion or upon complaint, may issue orders concerning the distri-  
13 bution of cars.

14 The commission shall have power to fix and establish reasonable rates, rules  
15 and regulations regarding demurrage, storage, icing and all other charges inci-  
16 dent to the transportation of property, and to fix and establish reasonable  
17 switching rules and regulations, and to establish reasonable limits for said  
18 switching and reasonable rates therefor; and shall have power to provide by  
19 proper rules and regulations the time within which all railroads shall furnish  
20 after demand therefor, all cars, equipment and facilities necessary for the hand-  
21 ling of freight, in carload and less than carload lots, the time within which con-

22 signors and persons ordering cars shall load the same, and the time within which  
 23 consignees and persons to whom freight may be consigned shall unload and dis-  
 29 charge the same and receive freight from the freight rooms, and to provide pen-  
 30 alties to be paid for failure on the part of the railroads, consignors and con-  
 31 signees to conform to such rules. The commission shall also have power to pro-  
 32 vide the time within which express packages shall be received, gathered, trans-  
 33 ported and delivered at destination, and the limits within which express pack-  
 34 ages shall be gathered and distributed and telegraph and telephone messages de-  
 35 livered without extra charge.

36 The commission shall have power to enforce reasonable regulations for the  
 37 weighing of cars, and of freight offered for shipment over any line of railroad,  
 38 and to test the weights made by any railroad and scales used in weighing freight  
 39 on cars.

Sec. 55. CONDITIONS IN CONTRACTS FOR PUBLIC UTILITY SERVICES AND FORMS OF  
 2 EXPRESS RECEIPTS.] The commission is authorized to make rules and regulations  
 3 concerning the conditions to be contained in and become a part of contracts for  
 4 public utility services, and any and all services concerning the same, or con-  
 5 nected therewith.

6 The commission shall have authority to prescribe a form of receipt for each  
 7 shipment by express, also a form of receipt for moneys paid for charges for the  
 8 transportation by express of any article or thing, to be given upon receipt, or  
 9 upon the payment of such charges.

10 Upon demand of a shipper each receiving or forwarding express company  
 11 shall be required to furnish a receipt or other evidence in writing, in such form  
 12 as may be prescribed by or approved of by said commission, stating the quantity,  
 13 character, weight, order and condition of goods or articles tendered for ship-  
 14 ment, and said express companies shall in like manner execute and furnish upon  
 15 demand a receipt for the charges paid on any shipment, which shall cover sub-  
 16 stantially the following items: Date of shipment; name of consignor; name of  
 17 connecting line or express company; name or description of each article or



18 package covered by or in such receipt; the graduate scale or rate employed in  
19 making the rate or charge on such article or package, separately; the amount  
20 of charge on each article or package; the amount of advanced charges (if any);  
21 the sum total of charges to be paid by the consignee. And any such express  
22 company is hereby prohibited from including in any such receipt for shipments  
23 to be made any restriction or evasion of the common law liability of such  
24 carrier.

Sec. 56. STANDARDS OF SERVICE.] The commission shall have power to as-  
2 certain, determine and fix for each kind of public utility suitable and conven-  
3 ient standard commercial units of service, product or commodity, which units  
4 shall be lawful units for the purpose of this Act; to ascertain, determine and fix  
5 adequate and serviceable standards for the measurement of quantity, quality,  
6 pressure, initial voltage or other condition pertaining to the performing of its  
7 service or to the furnishing of its product or commodity by any public utility,  
8 and to prescribe reasonable regulations for examining, measuring and testing  
9 such service, product or commodity, and to establish reasonable rules, regula-  
10 tions, specifications and standards to secure the accuracy of all meters and ap-  
11 pliances for examining, measuring, or testing such service, product or com-  
12 modity. The commission may purchase such materials, apparatus and standard  
13 measuring instruments as it deems necessary to carry out the provisions of this  
14 section.

15 The commission shall provide for the inspection of the manner in which  
16 every public utility conforms to the reasonable regulations prescribed by the  
17 commission for examining, measuring and testing its service, product or com-  
18 modity, and the commission may supplement such inspections by examining,  
19 measuring and testing the service, product or commodity of any public utility.  
20 Any consumer or user may have tested any appliance for examining, measur-  
21 ing or testing any such service, product or commodity upon payment of the  
22 fees fixed by the commission. The commission shall declare and establish rea-  
23 sonable fees to be paid for examining and testing such appliances on the re-

24 quest of consumers or users, the fee to be paid by the consumer or user at the  
25 time of his request, but to be paid by the public utility and repaid to the con-  
26 sumer or user if the measuring appliance be found unreasonably defective or  
27 incorrect to the disadvantage of the consumer or user.

28 The commission, its officers, agents, experts or inspectors and employees  
29 shall have power to enter upon any premises occupied by any public utility for  
30 the purpose of making the examinations and tests provided in this Act, and to  
31 set up and use on such premises any apparatus and appliances and occupy  
32 reasonable space therefor.

33 Nothing contained in this section shall limit in any manner any powers or  
34 authority vested in cities or villages by any provision of this Act.

Sec. 57. CERTIFICATE OF CONVENIENCE AND NECESSITY.] No public utility shall  
2 begin the construction of any new plant, equipment, property or facility which  
3 is not in substitution of any existing plant, equipment, property or facilities  
4 or in extension thereof or in addition thereto, unless and until it shall have ob-  
5 tained from the commission a certificate that public convenience and necessity  
6 require such construction.

7 No public utility not owning any city or village franchise nor engaged in  
8 performing any public service or in furnishing any product or commodity  
9 within this State at the time this Act goes into effect shall transact any busi-  
10 ness in this State until it shall have obtained a certificate from the commission  
11 that public convenience and necessity require the transaction of such business.

12 Whenever after a hearing the commission determines that any new construc-  
13 tion or the transaction of any business by a public utility will promote the  
14 public convenience and is necessary thereto it shall have the power to issue cer-  
15 tificates of public convenience and necessity.

16 Such certificates may be altered or modified by the commission, upon its  
17 own motion or upon application by the person or corporation affected. Unless  
18 exercised within a period of two years from the grant thereof authority con-

19 ferred by a certificate of convenience and necessity issued by the commission shall  
20 be null and void.

Sec. 58. REPORT AND INVESTIGATION OF ACCIDENTS.] Every public utility shall  
2 file with the commission, under such rules and regulations as the commission  
3 may prescribe, a report of every accident occurring, or that may occur, to or  
4 on its plant, equipment, or other property of such a nature as to endanger the  
5 safety, health or property of any person: *Provided*, that whenever any acci-  
6 dent occasions the loss of life or limb to any person, such public utility shall  
7 immediately give notice to the commission of the fact by the speediest means of  
8 communication, whether telephone, telegraph or post.

9 The commission shall investigate all accidents occurring within this State  
10 upon the property of any public utility or directly or indirectly arising from or  
11 connected with its maintenance or operation, resulting in loss of life or injury  
12 to person or property and requiring, in the judgment of the commission, inves-  
13 tigation by it, and shall have the power to make such order or recommendation  
14 with respect thereto, as in its judgment may seem just and reasonable: *Provided*,  
15 that neither the order or recommendation of the commission nor any accident  
16 report filed with the commission shall be admitted in evidence in any action for  
17 damages based on or arising out of the loss of life, or injury to person or prop-  
18 erty, in this section referred to.

Sec. 59. SAFETY OF PLANT, APPLIANCES, ETC., RAILROAD TRACK, ETC.] The com-  
2 mission shall have power, after a hearing and upon its own motion or upon com-  
3 plaint, by general or special orders, rules or regulations, or otherwise, to require  
4 every public utility to maintain and operate its plant, equipment or other prop-  
5 erty in such manner as to promote and safeguard the health and safety of its  
6 employes, passengers, customers, and the public, and to this end to prescribe,  
7 among other things, the installation, use, maintenance and operation of appro-  
8 priate safety or other devices or appliances, including interlocking and other  
9 protective devices at grade crossings or junctions and block or other systems



10 of signalling, to establish uniform or other standards of equipment, and to re-  
 11 quire the performance of any other act which the health or safety of its  
 12 employes, passengers, customers or the public may demand.

13 Whenever it shall come to the knowledge of the commission that the equip-  
 14 ment or appliances, or the apparatus, track, bridges, trestles or other struc-  
 15 tures of any common carrier are out of repair or in an unsafe condition, it  
 16 shall, after an investigation, give notice in writing to the common carrier of the  
 17 improvements and changes deemed necessary to place the same in a safe condi-  
 18 tion, and shall recommend to the common carrier that it make such repairs,  
 19 changes, improvements or new constructions as the commission shall deem nec-  
 20 essary to the safety of persons and property being transported thereon. The  
 21 commission shall give such common carrier an opportunity for a full hearing,  
 22 and unless the common carrier shall satisfy the commission that no action is  
 23 required to be taken with respect to any or all of such matters the commission  
 24 shall fix a time within which repairs, changes, improvements or new construc-  
 25 tions deemed by it necessary shall be made. The commission may also pre-  
 26 scribe the rate of speed for trains or cars passing over defective tracks,  
 27 bridges, trestles or other structures until repairs or new constructions required  
 28 are made; and may, if, in its opinion, it is needful or proper, forbid the run-  
 29 ning of trains or cars over any defective track, bridge, trestle or other structure  
 30 until the same be repaired and placed in a safe condition.

Sec. 60. GRADE CROSSINGS.] No public road, highway or street shall here-  
 2 after be constructed across the track of any railroad company at grade, nor  
 3 shall the track of any railroad company be constructed across a public road,  
 4 highway or street at grade, nor shall the track of any railroad company be con-  
 5 structed across the track of any other railroad company at grade, without having  
 6 first secured the permission of the commission: *Provided*, that this section shall  
 7 not apply to the replacement of lawfully existing roads, highways and tracks.  
 8 The commission shall have the right to refuse its permission or to grant it upon  
 9 such terms and conditions as it may prescribe. The commission shall have power

10 to determine and prescribe the manner, including the particular point of cross-  
11 ing, and the terms of installation, operation, maintenance, use and protection of  
12 each such grade crossing.

13 The commission shall also have power, after a hearing, to alter or abolish  
14 any grade crossing, heretofore or hereafter established, when in its opinion the  
15 public safety requires such alteration or abolition, or to require a separation of  
16 grades at any such crossing; and to prescribe, after a hearing of the parties, the  
17 terms upon which such separation shall be made and the proportions in which  
18 the expense of the alteration or abolition of such crossings, or the separation  
19 of such grades, shall be divided between the railroad companies affected or be-  
20 tween such companies and the State, county, or other public authority in in-  
21 terest: *Provided*, that nothing in this act shall be construed to repeal an act in  
22 relation to the crossing of one railroad by another, approved May 25, 1907, in  
23 force July 1, 1907.

Sec. 61. EMINENT DOMAIN.] When necessary for the construction of any  
2 alterations, additions, extensions or improvements ordered or authorized under  
3 sections 52 or 60 or subdivision two (2) of section 83 of this act, any public  
4 utility may enter upon, take or damage private property in the manner provided  
5 for by the law of eminent domain.

## ARTICLE V.

### PROCEEDINGS BEFORE THE COMMISSION AND IN THE COURTS.

Sec. 62. INVESTIGATIONS AND HEARINGS.] The commission, or any commis-  
2 sioner, or officer of the commission designated by the commission, shall have  
3 power to hold investigations, inquiries and hearings concerning any matters cov-  
4 ered by the provisions of this Act, or by any other acts relating to public utilities,  
5 subject to the provisions hereof, subject to such rules and regulations as the  
6 commission may establish: *Provided, however*, that the commission shall give at  
7 least ten days' notice of any investigation, inquiry or hearing hereunder; such  
8 notice to be given by publication or personal notice, as the Commission shall in



9 the particular case determine to be necessary or appropriate adequately to ad-  
 10 vise all parties interested therein of any such investigation, inquiry or hearing,  
 11 so that they may have an opportunity to be heard in regard thereto. In the con-  
 12 duct of any investigation, inquiry or hearing, neither the commission or any com-  
 13 missioner or officer of the commission shall be bound by the technical rules of  
 14 evidence, and no informalities in any proceeding or in the manner of taking testi-  
 15 mony before the commission, and any commissioner or an officer of the commis-  
 16 sion shall invalidate any order, decision, rule or regulation made, approved or  
 17 confirmed by the commission. All hearings conducted by the commission shall  
 18 be open to the public.

19 Each commissioner, the secretary of the commission, and every officer of the  
 20 commission designated by it to hold any inquiry, investigation or hearing, shall  
 21 have power to administer oaths and affirmations, certify to all official acts, issue  
 22 subpoenas, compel the attendance and testimony of witnesses, and the produc-  
 23 tion of papers, books, accounts and documents.

Sec. 63. TESTIMONY—IMMUNITY.] No person shall be excused from testify-  
 2 ing or from producing any papers, books, accounts or documents in any investi-  
 3 gation or inquiry or upon any hearing ordered by the commission, when ordered  
 4 to do so by the commission or any commissioner, or officer of the commission,  
 5 upon the ground that the testimony or evidence, documentary or otherwise, may  
 6 tend to incriminate him or subject him to a penalty or forfeiture. But no per-  
 7 son shall be prosecuted or subjected to any penalty or forfeiture for or on account  
 8 of any transaction, matter or thing concerning which he may testify or produce  
 9 evidence, documentary or otherwise, before the commission or a commissioner or  
 10 an officer of the commission: *Provided*, that such immunity shall extend only  
 11 to a natural person, who in obedience to a subpoena, gives testimony under oath  
 12 or produces evidence, documentary or otherwise, under oath. No person so tes-  
 13 tifying shall be exempt from prosecution and punishment for perjury committed  
 14 in so testifying.

Sec. 64. ATTENDANCE OF WITNESSES—PRODUCTION OF PAPERS.] All subpoenas

2 issued under the terms of this Act may be served by any person of full age. The  
3 fees of witnesses for attendance and travel shall be the same as fees of witnesses  
4 before the circuit courts of this State, such fees to be paid when the witness is  
5 excused from further attendance, when the witness is subpoenaed at the instance  
6 of the commission or any commissioner; and the disbursements made in the pay-  
7 ment of such fees shall be audited and paid in the same manner as are other ex-  
8 penses of the commission. Whenever a subpoena is issued at the instance of a com-  
9 plainant, respondent, or other party to any proceeding before the commission,  
10 the commission may require that the cost of service thereof and the fee of the  
11 witness shall be borne by the party at whose instance the witness is summoned,  
12 and the commission shall have power, in its discretion, to require a deposit to  
13 cover the cost of such service and witness fees and the payment of the legal wit-  
14 ness fee and mileage to the witness when served with subpoena. A subpoena  
15 issued as aforesaid shall be served in the same manner as a subpoena issued out  
16 of a court of record.

17 Any person who shall be served with a subpoena to appear and testify, or to  
18 produce books, papers, accounts or documents before the commission, any com-  
19 mission, any commissioner or officer of the commission, in the course of an in-  
20 quiry, investigation or hearing conducted under any of the provisions of this  
21 Act, and who shall refuse or neglect to appear, or to testify, or to produce books,  
22 papers, accounts and documents relevant to said inquiry, investigation or hear-  
23 ing as commanded in such subpoena, shall be guilty of a misdemeanor.

24 Any circuit court of this State, or any judge thereof, either in term time or  
25 vacation, upon application of the commission, or a commissioner or officer of the  
26 commission, may, in his discretion, compel the attendance of witnesses, the pro-  
27 duction of books, papers, accounts and documents, and the giving of testimony  
28 before the commission, or before any such commissioner or officer, by an at-  
29 tachment for contempt or otherwise, in the same manner as production of evi-  
30 dence may be compelled before said court.

31       The commission or a commissioner or any officer of the commission or any  
 32 party may in any investigation or hearing before the commission, cause the dep-  
 33 osition of witnesses residing within or without the State to be taken in the man-  
 34 ner prescribed by law for like depositions in civil actions in the courts of this  
 35 State and to that end may compel the attendance of witnesses and the produc-  
 36 tion of papers, books, accounts and documents.

37       The commission may require, by order served on any public utility in the  
 38 manner provided herein for the service of orders, the production within this  
 39 State at such time and place as it may designate, of any books, accounts, papers  
 40 or documents kept by any public utility operating within this State in any office  
 41 or place without this State, or, at its option, verified copies in lieu thereof, so  
 42 that an examination thereof may be made by the commission or under its direc-  
 43 tion.

      Sec. 65. RIGHT TO INSPECT BOOKS AND PROPERTY AND TO EXAMINE AGENTS OF  
 2 PUBLIC UTILITIES.] The commission, each commissioner and each officer and  
 3 person employed by the commission shall have the right, at any and all times,  
 4 to inspect the papers, books, accounts and documents, plant equipment or  
 5 other property of any public utility, and the commission, each commissioner  
 6 and any officer of the commission authorized to administer oaths shall have  
 7 power to examine under oath any officer, agent or employe of such public  
 8 utility in relation to any matter within the jurisdiction of the commission:  
 9 *Provided*, that any person other than a commissioner demanding such inspec-  
 10 tion shall produce under the seal of the commission his authority to make  
 11 such inspection: *And, provided, further*, that a written record of the testi-  
 12 mony or statement so given under oath shall be made and filed with the com-  
 13 mission. Information so obtained shall not be admitted in evidence or used in  
 14 any proceeding except in proceedings provided for in this Act.

      Sec. 66. COMPLAINTS—NOTICE.] Complaint may be made by the commis-  
 2 sion, of its own motion or by any person or corporation, chamber of com-



merce, board of trade, or any industrial, commercial, mercantile, agricultural or manufacturing society, or any body politic or municipal corporation by petition or complaint in writing, setting forth any act or thing done or omitted to be done in violation, or claimed to be in violation, of any provision of this Act, or of any order or rule of the commission. All matters upon which complaint may be founded may be joined in one hearing, and no motion shall be entertained against a complaint for misjoinder of complaints or grievances or misjoinder of parties; and in any review by the courts of orders of the commission the same rule shall apply and pertain with regard to the joinder of complaints and parties as herein provided. No complaint shall be dismissed because of the absence of direct damage to the complainant.

Upon the filing of a complaint the commission shall cause a copy thereof to be served upon the person or corporation complained of, which shall be accompanied by a notice requiring that the complaint be satisfied and answered within a reasonable time, to be specified by the commission, or within the discretion of the commission, by a notice fixing a time when and place where a hearing will be had upon such complaint. Notice of the time and place shall also be given to the complainant and to such other persons as the commission shall deem necessary. The commission shall have authority to hear and investigate any complaint, notwithstanding the fact that the person or corporation complained of may have satisfied the complaint.

The time fixed for such hearing shall not be less than ten days after the date of the service of such notice and complaint except as herein provided. Service in all hearings, investigations, and proceedings before the commission may be made upon any person upon whom a summons may be served in accordance with the provisions of an Act entitled, "An Act in relation to practice and procedure in courts of record," approved June 3, 1907, in force July 1, 1907, and may be made personally or by mailing same in the United States mail in a sealed envelope, registered, with postage prepaid. The provisions

32 of this section as to notice shall apply to all hearings held by the commission  
33 or under its authority.

34 Any public utility shall have a right to complain on any of the grounds  
35 upon which complaints are allowed to be filed by other parties, and the same  
36 procedure shall be adopted and followed as in other cases.

Sec. 67. HEARINGS—ORDERS—RECORD—COPIES OF OFFICIAL DOCUMENTS AND  
2 ORDERS.] At the time fixed for any hearing upon a complaint, the complainant  
3 and the person or corporation complained of, and such other persons or cor-  
4 porations who are interested and who shall appear, shall be entitled to be heard  
5 and to introduce evidence. The commission shall issue process to enforce the  
6 attendance of all necessary witnesses. At the conclusion of such hearing the  
7 commission shall make and render findings concerning the subject-matter and  
8 facts inquired into and enter its order based thereon. A copy of such order,  
9 certified under the seal of the commission, shall be served upon the person or  
10 corporation complained of, or his or its attorney, which order shall, of its  
11 own force, take effect and become operative twenty days after the service  
12 thereof, except as otherwise provided, and shall continue in force either for a  
13 period which may be designated therein or until changed or abrogated by the  
14 commission. Where an order cannot, in the judgment of the commission, be  
15 complied with within twenty days, the commission may prescribe such addi-  
16 tional time as in its judgment is reasonably necessary to comply with the  
17 order, and may, on application and for good cause shown, extend the time for  
18 compliance fixed in its order. A full and complete record shall be preserved  
19 of all proceedings had before the commission, or any member thereof, on any  
20 formal hearing had, and all testimony taken shall be taken down by a stenogra-  
21 pher appointed by the commission, and the parties shall be entitled to be heard  
22 in person or by attorney.

23 In case of an appeal from any order or decision of the commission, under  
24 the terms of Sections 70 and 71 of this Act, a transcript of such testimony, to-



25 gether with all exhibits or copies thereof introduced and all information secured  
26 by the commission on its own initiative and considered by it in rendering its  
27 order or decision, and of the pleadings, record and proceedings in the case,  
28 shall constitute the record of the commission: *Provided*, that on appeal from  
29 an order or decision of the commission, the person or corporation taking the  
30 appeal and the commission may stipulate that a certain question or certain  
31 questions alone and a specified portion only of the evidence shall be certified  
32 to the court for its judgment, whereupon such stipulation and the question or  
33 questions and the evidence therein specified shall constitute the record on  
34 appeal.

35 Copies of all official documents and orders filed or deposited according to  
36 law in the office of the commission, certified by a commissioner or by the sec-  
37 retary of the commission to be true copies of the originals, under the official  
38 seal of the commission, shall be evidence in like manner as the originals.

39 In any matter concerning which the commission is authorized to hold a  
40 hearing, upon complaint or application or upon its own motion, notice shall be  
41 given to the public utility and to such other interested persons as the commis-  
42 sion shall deem necessary in the manner provided in the preceding section, and  
43 the hearing shall be conducted in like manner as if complaint had been made  
44 to or by the commission.

Sec. 68. SERVICE OF ORDERS.] Every order of the commission shall be  
2 served upon every person or corporation to be affected thereby, either by per-  
3 sonal delivery of a certified copy thereof, or by mailing in the United States  
4 mail a certified copy thereof, in a sealed package with postage prepaid, to the  
5 person to be affected thereby or in the case of a corporation, to any officer or  
6 agent thereof upon whom a summons of a court of record may be served in  
7 an action at law. It shall be the duty of every person and corporation to  
8 notify the commission forthwith, in writing, of the receipt of the certified copy  
9 of every order so served, and in the case of a corporation such notification

10 must be signed and acknowledged by a person or officer duly authorized by  
11 the corporation to admit such service. Within a time specified in the order  
12 of the commission every person and corporation upon whom it is served must,  
13 if so required in the order, notify the commission in like manner, whether the  
14 terms of the order are accepted and will be obeyed.

Sec. 69. MODIFICATION OF ORDER OR DECISION.] The commission may at any  
2 time, upon notice to all persons affected, and after an opportunity to all per-  
3 sons interested to be heard as provided in the case of complaints, rescind, alter  
4 or amend any rule, regulation, order or decision made by it. Any order re-  
5 scinding, altering or amending a prior rule, regulation, order or decision shall,  
6 when served upon the public utility affected, have the same effect as herein pro-  
7 vided for original rules, regulations, orders or decisions.

Sec. 70. ACTION TO SET ASIDE ORDER OF COMMISSION.] Within thirty days  
2 after the service of any order or decision of the commission made after a final  
3 hearing, or within thirty days after a hearing or refusal of a hearing upon any  
4 rule, regulation, order or decision which the commission is authorized to issue  
5 without a hearing and has so issued, any person or corporation affected by  
6 such rule, regulation, order or decision may appeal to the circuit court of  
7 Sangamon county, or any other circuit court within whose circuit the utility affect-  
8 ed is doing business, for the purpose of having the reasonableness or lawfulness  
9 of the rule, regulation, order or decision inquired into and determined: *Pro-*  
10 *vided*, that no proceeding to contest any rule, regulation, decision or order which  
11 the commission is authorized to issue without a hearing, and has so issued,  
12 shall be brought in any court unless application shall have been first made to the  
13 commission for a hearing thereon, and until after such application has been  
14 acted upon by the commission: *And provided*, the commission shall decide the  
15 question presented by such application with all possible expedition consistent  
16 with the duties of the commission. The party taking such an appeal shall file  
17 with the secretary of the commission, at its office in Springfield, Illinois, writ-

18 ten notice of said appeal. The commission, upon the filing of such notice of  
19 appeal, shall, within five days thereafter, file with the clerk of the circuit court  
20 to which such appeal is taken, a certified copy of the order appealed from, and  
21 within ten days thereafter the record provided for in Section 67. The party  
22 serving such notice of appeal shall within five days after the service of such  
23 notice upon the commission, file a copy of said notice, with proof of service,  
24 with the clerk of said court to which such appeal is taken, and thereupon said  
25 circuit court shall have jurisdiction over said appeal and the same shall be  
26 entered upon the records of said circuit court and shall be tried therein with-  
27 out formal pleadings, but otherwise, according to the rules relating to the trial  
28 of chancery suits, so far as the same are applicable. A circuit court to which  
29 any such appeal is taken shall have the power, and it shall be its duty in term  
30 time or vocation to hear, try and determine such appeal with all convenient  
31 speed. No new or additional evidence may be introduced in any proceeding  
32 upon appeal from a rule, regulation, order or decision of the commission, issued  
33 or confirmed after a hearing, but the appeal shall be heard upon the record of  
34 the commission as certified to by it. The findings and conclusions of the com-  
35 mission on questions of fact shall be held *prima facie* to be true and as found  
36 by the commission; and a rule, regulation, order or decision of the commission  
37 shall not be set aside unless it clearly appears that the finding of the commis-  
38 sion was against the manifest weight of the evidence presented to or before  
39 the commission for and against such rule, regulation, order or decision, or that  
40 the same was without the jurisdiction of the commission, or contrary to law.  
41 If it appears that the commission failed to receive evidence properly proffered,  
42 on a hearing, the court shall remand the case to the commission with instructions  
43 to receive the testimony so proffered and rejected, and to enter a new order  
44 based upon the evidence theretofore taken, and such new evidence as it is di-  
45 rected to receive. Rules, regulations, orders or decisions of the commission  
46 shall be held to be *prima facie* reasonable, and the burden of proof upon all  
47 issues raised by the appeal shall be upon the person or corporation appealing



48 from such rules, regulations, orders or decisions. Upon hearing any such appeal  
 49 the court shall enter judgment either affirming or setting aside the rule, regu-  
 50 lation, order or decision of the commission.

51 When no appeal is taken from a rule, regulation, order or decision of the  
 52 commission, as herein provided, parties affected by such rule, regulation, order  
 53 or decision shall be deemed to have waived the right to have the merits of said  
 54 controversy reviewed by a court, and there shall be no trial of the merits of  
 55 any controversy in which such rule, regulation, order or decision was made by  
 56 any court to which application may be made for a writ to enforce the same, in  
 57 any such judicial proceedings.

Sec. 71. APPEALS TO SUPREME COURT.] Appeals from all final orders and  
 2 judgments entered by any circuit court, in review of rules, regulations, orders  
 3 or decisions, of the commission, may be taken directly to the Supreme Court  
 4 by either party to the action, within sixty days after service of a copy of the  
 5 order or judgment of such circuit court, and shall be governed by the rules  
 6 applying to chancery cases appealed to said Supreme Court, except that formal  
 7 pleadings shall not be required.

Sec. 72. EXPEDITION OF CASES.] Any proceeding in any court in this  
 2 State directly affecting a rule, regulation, order or decision of the commission,  
 3 or to which the commission is a party, shall have priority in hearing and de-  
 4 termination over all other civil proceedings pending in such court, excepting  
 5 election contests.

Sec. 73. SUSPENSION OF ORDER OF COMMISSION PENDING JUDICIAL REVIEW.]  
 2 The pendency of an appeal shall not of itself stay or suspend the operation of  
 3 the rule, regulation, order or decision of the commission, or of the decision or  
 4 judgment of the circuit court with respect thereto; but during the pendency of  
 5 such appeal the circuit court in which such appeal is pending, or the Supreme  
 6 Court, as the case may be, in its discretion may stay or suspend, in whole or in

7 part, the operation of the commission's rule, regulation, order or decision, or  
8 the decision or judgment of said circuit court.

9 No order so staying or suspending a rule, regulation, order or decision of  
10 the commission, or a decision or judgment of any such circuit court, shall be  
11 made by the court, otherwise than upon three days notice to the commission, and  
12 after a hearing; and if the rule, regulation, order or decision of the commission,  
13 or the decision or judgment of such circuit court is suspended, the order suspend-  
14 ing the same shall contain a specific finding based upon evidence submitted to  
15 the court, and identified by reference thereto, that great and irreparable dam-  
16 age would otherwise result to the applicant for such order, and specifying the  
17 nature of the damage:

18 *Provided, however,* that when any rate or other charge has been in force  
19 for any length of time exceeding one year, and such rate or other charge  
20 is advanced by the public utility, and the order of the commission reinstates such  
21 prior rate or other charge, in whole or in part, no suspending order shall be  
22 allowed in any case of appeal from such order pending the final determination  
23 of the case in the circuit court, or in the Supreme Court if appealed thereto.

24 In case the rule, regulation, order or decision of the commission, or the  
25 decision or judgment of any circuit order, is stayed or suspended, the order of  
26 the court shall not become effective until a suspending bond shall first have been  
27 executed and filed with, and approved by the commission, (or approved, on re-  
28 view, by the court) payable to the people of the State of Illinois, and sufficient  
29 in amount and security to insure the prompt payment, by the party petitioning  
30 for the review, of all damages caused by the delay in the enforcement of the  
31 rule, regulation, order or decision of the commission, or the decision or judgment  
32 of the circuit court, and of all moneys which any person or corporation may be  
33 compelled to pay, pending the review proceedings, for transportation, trans-  
34 mission, product, commodity, or service in excess of the charges fixed by the  
35 rule, regulation, order or decision of the commission, in case said rule, regula-  
36 tion, order or decision of the commission, or said decision or judgment of the



37 circuit court, is sustained: *Provided, however,* that when any such rule, regu-  
 38 lation, order or decision of the commission is stayed or suspended on the appli-  
 39 cation of the State or of any city, village or other governmental agency, no such  
 40 bond shall be required. The court, in case it stays or suspends the rule, regu-  
 41 lation, order or decision of the commission in any matter affecting rates or  
 42 other charges, or classifications, may, in its discretion, also by order direct the  
 43 public utility affected to pay into court, from time to time, thereto to be im-  
 44 pounded until the final decision of the case, or into some bank or trust company  
 45 paying interest on deposits, under such conditions as the court may prescribe,  
 46 all sums of money which it may collect from any corporation or person in excess  
 47 of the sum such corporation would have been compelled to pay if the rule, regu-  
 48 lation, order or decision of the commission had not been stayed or suspended.

Sec. 74. REPARATION FOR OVERCHARGE — INVESTIGATION OF CLAIMS AGAINST

2 PUBLIC UTILITIES.] When complaint has been made to the commission concern-  
 3 ing any rate or other charge of any public utility (subject to the provisions of  
 4 this act) and the commission has found, after a hearing, that the public utility  
 5 has charged an excessive or unjustly discriminatory amount for its product,  
 6 commodity or service, the commission may order that the public utility make  
 7 due reparation to the complainant therefor, with interest at the legal rate from  
 8 the date of payment of such excessive or unjustly discriminatory amount.

9 If the public utility does not comply with an order of the commission for  
 10 the payment of money within the time fixed in such order, the complainant, or  
 11 any person for whose benefit such order was made, may file in any court of  
 12 competent jurisdiction a petition setting forth briefly the causes for which he  
 13 claims damages and the order of the commission in the premises. Such suit  
 14 shall proceed in all respects like other civil suits for damages, except that on the  
 15 trial of such suit the order of the commission shall be *prima facie* evidence of  
 16 the facts therein stated. If the petitioner shall finally prevail he shall be  
 17 allowed a reasonable attorney's fee to be taxed and collected as a part of the  
 18 costs of the action.

19 All complaints for the recovery of damages shall be filed with the commis-  
20 sion within two years from the time the product, commodity or service as to  
21 which complaint is made was furnished or performed, and a petition for the  
22 enforcement of an order of the commission for the payment of money shall be  
23 filed in the proper court within one year from the date of the order.

24 The remedy provided in this section shall be cumulative, and in addition to  
25 any other remedy or remedies in this act provided in case of failure of a public  
26 utility to obey a rule, regulation, order or decision of the commission.

27 The commission shall have power to receive complaints regarding loss or  
28 damage occasioned by a public utility, and to make inquiry as to the methods  
29 of adjusting such claims. All claims against any public utility for loss of, or  
30 damage to, property, or for any other loss or damage, in connection with a  
31 public utility service, not covered by the preceding paragraphs of this section,  
32 if not acted upon within ninety days from the date of the filing of the claim with  
33 the public utility, may be investigated by the commission, in its discretion, and  
34 the results of such investigation shall be embodied in a special report which  
35 shall be open to public inspection.

Sec. 75. CIVIL DAMAGES.] In case any public utility (subject to the provis-  
2 ions of this Act) shall do, cause to be done or permit to be done any act, matter  
3 or thing prohibited, forbidden or declared to be unlawful, or shall omit to do any  
4 act, matter or thing required to be done either by any provisions of this Act or  
5 any rule, regulation, order or decision of the commission, issued under author-  
6 ity of this Act, such public utility shall be liable to the persons or corporations  
7 affected thereby for all loss, damages or injury caused thereby or resulting there-  
8 from, and if the court shall find that the act or omission was wilful, the court  
9 may in addition to the actual damages, award damages for the sake of example  
10 and by the way of punishment. An action to recover for such loss, damage or in-  
11 jury may be brought in any court of competent jurisdiction by any person or  
12 corporation.

13 In every case of recovery of damages by any person or corporation under  
 14 the provisions of this section, the plaintiff shall be entitled to a reasonable coun-  
 15 sel's or attorney's fee to be fixed by the court, which fee shall be taxed and col-  
 16 lected as part of the costs in the case.

17 No recovery as in this section provided shall in any manner affect a recovery  
 18 by the State of the penalties in this Act provided.

Sec. 76. REMEDIES CUMULATIVE.] This Act shall not have the effect to re-  
 2 lease or waive any right of action by the State, the commission, or by any body  
 3 politic, municipal corporation, person or corporation for any right or penalty  
 4 which may have arisen or accrued or may hereafter arise or accrue under any  
 5 law of this State.

6 All penalties accruing under this Act shall be cumulative of each other, and  
 7 suit for the recovery of one penalty shall not be a bar to or affect the recovery  
 8 of any other penalty or be a bar to any criminal prosecution against any public  
 9 utility, or any officer, director, agent or employe thereof, or any other corpora-  
 10 tion or person.

Sec. 77. MANDAMUS OR INJUNCTION PROCEEDINGS AT INSTANCE OF COMMISSION.]  
 2 Whenever the commission shall be of the opinion that any public utility, subject  
 3 to the provisions of this Act, is failing or omitting, or about to fail or omit, to  
 4 do anything required of it by law, or by any order, decision, rule, regulation, di-  
 5 rection or requirement of the commission, issued or made under authority of this  
 6 Act, or is doing anything or about to do anything or permitting anything or about  
 7 to permit anything to be done, contrary to or in violation of law or of any order,  
 8 decision, rule, regulation, direction or requirement of the commission, issued or  
 9 made under authority of this Act, it shall, as it may deem best, direct the attorney  
 10 general or the state's attorney of the county in which such action or proceeding is  
 11 to be commenced, to commence an action or proceeding in the circuit court or in  
 12 any other court of concurrent jurisdiction in and for the county in which the  
 13 case or some part thereof arose, or in which the person or corporation com-



14 plained of, if any, has its principal place of business, or in which the person  
15 complained of, if any, resides, in the name of the people of the State of Illinois,  
16 for the purpose of having such violations or threatened violations stopped and  
17 prevented, either by *mandamus* or injunction. The attorney general, or the  
18 state's attorney, as the case may be, shall thereupon commence such action or  
19 proceeding by petition to such court alleging the violation or threatened violation  
20 complained of, and praying for appropriate relief by way of *mandamus* or in-  
21 junction. It shall thereupon be the duty of the court to specify a time, not ex-  
22 ceeding twenty days after the service of the copy of the petition, within which  
23 the public utility complained of must answer the petition, and in the meantime  
24 said public utility may be restrained. In case of default in answer, or after  
25 answer, the court shall immediately inquire into the facts and circumstances of  
26 the case. Such corporations or persons as the court may deem necessary or  
27 proper to be joined as parties, in order to make its judgment, order or writ ef-  
28 fective, may be joined as parties. The final judgment in any such action or pro-  
29 ceeding shall either dismiss the action or proceeding or direct that the writ of  
30 *mandamus* or injunction issue or be made permanent as prayed for in the peti-  
31 tion, or in such modified or other form as will afford appropriate relief. An  
32 appeal may be taken from such final judgment in the same manner and with the  
33 same effect, subject to the provisions of this Act, as appeals are taken from judg-  
34 ments or decrees of the circuit court in other actions for *mandamus* and injunc-  
35 tion.

Sec. 78. PENALTY FOR VIOLATION BY PUBLIC UTILITY OR CORPORATION OTHER  
2 THAN A PUBLIC UTILITY OF ACT OR ORDERS—SEPARATE OFFENSES.] Any public  
3 utility (subject to the provisions of this Act), or any corporation other than  
4 a public utility, which violates or fails to comply with any provisions of this  
5 Act, or which fails to obey, observe or comply with any order, decision, rule,  
6 regulation, direction or requirement or any part or provision thereof, of the  
7 commission, made or issued under authority of this Act, in a case in which a  
8 penalty is not otherwise provided for in this Act, upon conviction, shall be

9 punished by a fine of not less than five hundred dollars nor more than two  
10 thousand dollars for each and every offense.

11 Every violation of the provisions of this Act or of any order, decision,  
12 rule, regulation, direction or requirement of the commission, or any part or  
13 portion thereof by any corporation or person is a separate and distinct offense  
14 and in case of a continuing violation each day's continuance thereof shall be  
15 and be deemed to be a separate and distinct offense.

16 In construing and enforcing the provisions of this Act relating to penal-  
17 ties, the act, omission, or failure of any officer, agent, or employe of any public  
18 utility, acting within the scope of his official duties or employment, shall in  
19 every case be and be deemed to be the act, omission, or failure of such public  
20 utility.

Sec. 79. PERSONS VIOLATING ACT OR ORDER—PENALTY.] Every person, who,  
2 either individually, or acting as an officer, agent or employe of a public utility  
3 (subject to the provisions of this Act), or of a corporation other than a public  
4 utility, violates or fails to comply with any provisions of this Act, or fails to  
5 observe, obey or comply with any order, decision, rule, regulation, direction or  
6 requirement, or any part or portion thereof, of the commission, made or issued  
7 under authority of this Act, or who procures, aids or abets any public utility  
8 in its violation of this Act or in its failure to obey, observe or comply with  
9 this Act or any such order, decision, rule, regulation, direction or requirement,  
10 or any part or portion thereof, in a case in which a penalty is not otherwise  
11 provided for in this Act, is guilty of a misdemeanor, and, upon conviction,  
12 shall be punished by a fine not exceeding one thousand dollars, or by imprison-  
13 ment in a county jail not exceeding one year, or by both such fine and  
14 imprisonment.

Sec. 80. ACTIONS TO RECOVER PENALTIES.] Except as otherwise provided in  
2 this Act, actions to recover penalties under this Act shall be brought in the  
3 name of the People of the State of Illinois in the Circuit Court in and for



4 the county in which the cause or some part thereof arose, or in which the cor-  
5 poration complained of, if any, has its principal place of business, or in which  
6 the person, if any, complained of, resides. Such action shall be commenced  
7 and prosecuted to final judgment by the Attorney General or the State's attor-  
8 ney of the county in which the action is brought, as shall be determined by  
9 the commission. In any such action, all penalties incurred up to the time of  
10 commencing same may be sued for and recovered. In all such actions, the  
11 procedure and rules of evidence shall be the same as in ordinary civil actions  
12 except as otherwise herein provided. All fines and penalties recovered by the  
13 State in any such action shall be paid into the State treasury to the credit  
14 of the general fund. Any such action may be compromised or discontinued  
15 on application of the commission upon such terms as the court shall approve  
16 and order.

Sec. 81. DUTY OF COMMISSION TO PROSECUTE AND TO ENFORCE LAWS AFFECTING  
2 PUBLIC UTILITIES.] It is hereby made the duty of the commission to see that the  
3 provisions of the Constitution and statutes of this State affecting public utili-  
4 ties, subject to the provisions hereof, the enforcement of which is not specifi-  
5 cally vested in some other officer or tribunal, are enforced and obeyed, and that  
6 violations thereof are promptly prosecuted and penalties due the State therefor  
7 recovered and collected, and to this end it may sue in the name of the People of  
8 the State; and it is hereby made the duty of the Attorney General and of the  
9 State's attorneys in this State to act as attorneys and counsellors in such cases  
10 whenever requested so to do by the commission.

Sec. 82. CANCELLATION OF WAREHOUSE LICENSES.] The commission is hereby  
2 authorized to hear and determine all applications for the cancellation of ware-  
3 house licenses in this State which may be issued in pursuance of any laws of  
4 this State, and for that purpose to make and adopt such rules and regulations  
5 concerning such hearing and determination as may, from time to time, by it be  
6 deemed proper. And if, upon such hearing, it shall appear that any public

7 warehouseman has been guilty of violating any law of this State concerning the  
 8 business of public warehouseman, the commission may cancel and revoke the  
 9 license of said public warehouseman, and immediately notify the officer who  
 10 issued such license of such revocation and cancellation; and no person whose  
 11 license as a public warehouseman shall be cancelled or revoked shall be entitled  
 12 to another license or to carry on the business in this State of such public ware-  
 13 houseman until the expiration of six months from the date of such revocation  
 14 and cancellation, and until he shall have again been licensed: *Provided*, that  
 15 this section shall not be construed so as to prevent any such warehouseman  
 16 from delivering any grain on hand at the time of such revocation or cancella-  
 17 tion of his said license. And all licenses issued in violation of the provisions  
 18 of this section shall be deemed null and void.

## ARTICLE VI.

### REPEAL.

Sec. 83. ACTS REPEALED.] An Act entitled, "An Act to provide for the reg-  
 2 ulation of public utilities," approved June 30, 1913, in force January 1, 1914,  
 3 and all other Acts and parts of Acts inconsistent with this Act are hereby  
 4 repealed.

Sec. 84. PENDING ACTIONS AND PROCEEDINGS.] The Public Utilities Commis-  
 2 sion and any other person, firm or corporation may prosecute and defend all  
 3 pending actions and proceedings, civil or criminal, under said act entitled "An  
 4 Act to provide for the regulation of public utilities," approved June 30, 1913,  
 5 in force January 1, 1914, with like effect as if this act had not been passed, ex-  
 6 cept in so far as doing so will conflict with the provisions of this act; and any  
 7 investigation, hearing or proceeding instituted or conducted by the Public Utili-  
 8 ties Commission prior to the taking effect of this act and all appeals from any  
 9 order, rule or decision of the Public Utilities Commission now pending in any  
 10 court may be conducted and continued to a final determination with like effect

11 as if this act had not been passed, except in so far as doing so will conflict with  
12 the provisions of this act.

13 All findings, orders, decisions, rules and regulations issued or promulgated  
14 by the Public Utilities Commission under said Act entitled "An Act to provide  
15 for the regulation of public utilities," approved June 30, 1913, in force Janu-  
16 ary 1, 1914, shall continue in force and have the same effect as though this act  
17 has not been passed until the same are set aside, annulled or modified, pursuant  
18 to the provisions of this act or other provisions of the law.

Sec. 85. CONSTITUTIONALITY.] If any section, subdivision, sentence or  
2 clause of this act is for any reason held invalid or to be unconstitutional, such  
3 decision shall not affect the validity of the remaining portion of this act.

Sec. 86. ACT NOT APPLICABLE TO INTERSTATE COMMERCE.] Neither this act nor  
2 any provision thereof shall apply or be construed to apply to commerce with  
3 foreign nations or commerce among the several states of this Union, except when  
4 specifically so stated, and in so far as the same may be permitted under the pro-  
5 visions of the Constitution of the United States and acts of Congress, and the  
6 decisions of the Supreme Court of the United States.

Sec. 87. TECHNICAL OMISSIONS NOT TO INVALIDATE ACTS OF COMMISSION.] A  
2 substantial compliance with the requirements of this act shall be sufficient to  
3 give effect to all the acts, orders, decisions, rules and regulations of the commis-  
4 sion, and they shall not be declared inoperative, illegal or void for any omission  
5 of a technical nature in respect thereto.







- 1 Introduced by Mr. Bippus, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and Transportation.

## A BILL

For an Act to provide for the creation of local transportation districts; for the election of trustees of such districts by the legal voters thereof; for the acquisition by such transportation districts of a system or systems of local transportation, by condemnation, lease, purchase, construction or otherwise, and for the operation thereof under direction of trustees so elected, and to provide for the raising of revenue therefor.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That whenever any area of contiguous territory shall contain one or more incorporated cities, towns or villages, and shall be so situated that the maintenance of a common transportation system or systems will conduce to the health, comfort, welfare, convenience or safety of the public, the same may be incorporated as a transportation district under this Act, in the manner following:

Any five thousand (5,000) legal voters resident within the limits of such proposed transportation district may petition the county judge of the county



10 in which the larger part of said territory shall be situated, to cause the question  
11 to be submitted to the legal voters of such proposed district, whether they will  
12 organize as a transportation district under this Act. Such petition shall be  
13 addressed to said county judge, and shall contain a definite description of the  
14 territory proposed to be included in such district: *Provided, however*, that no  
15 territory shall be included in more than one transportation district under this  
16 Act.

17       Upon the filing of such petition in the office of the county clerk of the  
18 county in which the larger part of such territory is situated, it shall be the  
19 duty of the county judge, of said county, to call to his assistance two judges  
20 of the Circuit Court of the judicial circuit in which said county is situated; or,  
21 in case, the larger part of said territory shall be situated in Cook County, two  
22 of the judges of the Circuit Court of said Cook County, and such judges shall  
23 constitute a board of commissioners who shall have power and authority to  
24 consider and determine the boundaries of any such proposed transportation  
25 district, whether the same shall be described in such petition or otherwise.  
26 Notice shall be given by such county judge of the time and place where such  
27 commissioners will meet, by a publication inserted in one or more news-  
28 papers of general circulation in such county, at least twenty days prior to such  
29 meeting. At such meeting, the county judge shall preside and all persons in  
30 such proposed transportation district shall have an opportunity to be heard  
31 touching the location and boundaries of such proposed district and to make  
32 suggestions regarding the same; and such commissioners, after hearing state-  
33 ments, evidence and suggestions, shall determine and fix the limits and boun-  
34 daries of such proposed district, and for that purpose and to that extent, may  
35 alter and amend such petition.

36       After such determination by said commissioners, or a majority of them.  
37 said county judge shall submit to the legal voters of the proposed transpor-  
38 tation district the question of the organization and establishment of such dis-

39 trict, as determined by said commissioners, at an election to be held on the  
40 first Tuesday after the first Monday in November (or at the time of holding  
41 a city or village election for any city or village within such proposed trans-  
42 portation district wherein reside a majority of the legal voters of such pro-  
43 posed transportation district) then next ensuing, notice whereof shall be given  
44 by said commissioners, at least twenty days prior to such election by publica-  
45 tion in one or more newspapers of general circulation published within such  
46 proposed transportation district, with a description of such proposed district.  
47 Each legal voter resident within such proposed transportation district shall  
48 have the right to cast a ballot at such election, with the words thereon, "For  
49 Transportation District" and "Against Transportation District," and to indi-  
50 cate his preference for or against the creation of such proposed transportation  
51 district. The ballots so cast shall be received, returned and canvassed in the  
52 same manner and by the same officers as is provided by law in the case of  
53 ballots cast for public officials. The election officials shall cause a statement of  
54 the result of such election to be certified to the county judge, herein before  
55 designated, and said county judge shall cause such statement to be spread  
56 upon the records of the County Court wherein he presides. If a majority of  
57 the votes cast upon the question of the incorporation of the proposed trans-  
58 portation district shall be in favor of the proposed transportation district,  
59 such proposed district shall thenceforth be an organized transportation district  
60 under this Act.

Sec. 2. All courts in this State shall take judicial notice of the existence of  
2 all transportation districts organized under this Act. Upon the organization  
3 of any transportation district under this Act, said county judge shall call an  
4 election to elect trustees of such transportation district, in accordance with the  
5 provisions of this Act, and shall cause notice of such election of trustees to be  
6 posted or published, and perform all other acts in reference to such election in  
7 like manner as nearly as may be, as he is required to perform with reference

8 to the election of officers in newly organized cities under the provisions of an  
9 Act entitled "An Act to provide for the incorporation of cities and villages,"  
10 approved April 10, 1872, and amendments thereof.

Sec. 3. In each transportation district organized under this Act, there shall  
2 be elected at the time of holding the first election hereunder six trustees, two of  
3 whom shall be elected to serve until the first day of May in the odd numbered  
4 year next following such election, two to serve until the first day of May two  
5 years thereafter, and two to serve until the first day of May four years there-  
6 after, it being the intent and purpose of this Act to have the terms of two of  
7 such trustees expire in the first day of May in each odd numbered year. There-  
8 after, at the expiration of the terms of the several trustees elected at the first  
9 election, their successors shall be elected for a term of six years from the first  
10 day of May in the year in which they are elected and until their successors are  
11 elected and qualified.

12 (a) General elections for trustees shall be held on the last Tuesday of Feb-  
13 ruary in each odd numbered year. Any supplementary election for trustees  
14 held under the provisions of this Act shall be held on the first Tuesday of  
15 April next following the holding of such general election. The first election of  
16 trustees shall be held on the date fixed by the county judge in accordance with  
17 the provisions of Section 2 of this Act, and the supplementary election follow-  
18 ing such first election shall be held four weeks thereafter.

19 (b) The candidate or candidates receiving a majority of the votes cast  
20 for trustees at any general or special election held hereunder shall be declared  
21 elected. If the number of trustees declared elected at such general or special  
22 election is not equal to the number of trustees required to be elected, then a  
23 supplementary election shall be held as herein provided. If one candidate only  
24 receives a majority of the votes cast, then the two candidates receiving the  
25 next highest vote less than a majority, and no others, shall be placed upon the  
26 ballot as candidates at such supplementary election. In the event that no can-



27 didate receives a majority of the votes cast in the general or special election,  
28 then the names of the four candidates receiving the highest number of votes at  
29 the preceding general or special election, and no others, shall be placed on the  
30 official ballot; provided, however, that if there be any candidate or candidates,  
31 who, under the provisions of this section would have been entitled to a place  
32 on the ballot at the supplementary election except for the fact that some other  
33 candidate received an equal number of votes, then all such candidates receiv-  
34 ing such equal number of votes shall have their names printed on the ballot as  
35 candidates at such succeeding supplementary election. The candidate or can-  
36 didates receiving the highest number of votes at such supplementary election  
37 shall be declared elected. Such supplementary election shall be deemed a spe-  
38 cial election under the election laws in force in the territory in which such  
39 election shall be held, and shall be governed thereby except insofar as such  
40 laws may be inconsistent with the provisions of this Act.

41 (c) All nominations for trustees shall be by petition. All petitions for  
42 nomination of candidates shall be signed by such a number of the legal voters  
43 of such district as will aggregate not less than five per cent of all the votes cast  
44 for governor in the territory embraced in such district at the last general elec-  
45 tion. All such petitions, and procedure with respect thereto, shall conform in  
46 other respects to the provisions of the election and ballot laws then in force in  
47 the territory in which such election shall be held. The method of nomination  
48 herein provided is exclusive of and replaces all other methods heretofore pro-  
49 vided by law.

50 (d) Any candidate for trustee under the provisions of this Act may with-  
51 draw his name as such candidate by filing with the county clerk of the county  
52 in which the greater part of the territory of such transportation district is  
53 located, not later than 20 days before the holding of the election, his written  
54 request signed by him and duly acknowledged before an officer qualified to  
55 take acknowledgments of deeds, whereupon his name shall not be printed as a  
56 candidate upon the official ballot.

57 (c) If any candidate entitled to a place on the official ballot at any sup-  
58 plementary election held hereunder shall die or withdraw his candidacy before  
59 such supplementary election, then the name of the candidate who shall have  
60 received the next highest number of votes in the general or special election  
61 preceding such supplementary election shall be printed on the ballot at the en-  
62 suing supplementary election in lieu of the name of the candidate who shall  
63 have died or withdrawn his candidacy.

64 (f) Ballots to be used in general, special and supplementary elections held  
65 under the provisions of this Act, in addition to other requirements of law shall  
66 conform to the following requirements:

67 (1) At the top of the ballots shall be printed in capital letters words desig-  
68 nating the ballots. If a general or special trustee election, the words shall be,  
69 "Transportation District official election ballot"; if a supplementary election,  
70 the words shall be, "Transportation District official supplementary election  
71 ballot."

72 (2) Beginning not less than one inch below such designating words, and  
73 extending across the face of the ballot, the title of the office to be filled shall be  
74 printed in capital letters.

75 (3) The names of candidates for different terms of service therein (if  
76 any there be) shall be arranged and printed in groups according to the length  
77 of such terms.

78 (4) Immediately below the title of each office or group heading indicating  
79 the term of office, shall be printed in small letters the direction to voters, "vote  
80 for one," or "vote for two," as the case may be.

81 (5) Following thereupon shall be printed the names of the candidates for  
82 trustees according to the terms thereof, and below the name of each candidate  
83 shall be printed his place of residence, stating the street and number, if any.  
84 The names of candidates shall be printed in capital letters not less than one-  
85 eighth nor more than one-fourth inch in height, and immediately at the left of  
86 the name of each candidate shall be printed a square, the sides of which shall



87 not be less than one-fourth inch in length. The names of all the candidates for  
88 each office shall be printed in a column and arranged in the order hereinafter  
89 designated; all the names of candidates shall be printed in uniform type; the  
90 place of residence of such candidate shall be printed in uniform type; and the  
91 squares upon said ballots shall be of uniform size; and spaces between the names  
92 of the candidates for the same office shall be of uniform size.

93 (6) Said ballots shall be prepared in as many series as there are candi-  
94 dates in the group in which there is the largest number of names. The ballots  
95 of the first series shall contain the names of all the candidates for each group  
96 to be filled, one immediately following the other in alphabetical order accord-  
97 ing to their surnames; the ballots of the second series shall be like those of  
98 the first series, except that the name appearing first in the list of candidates  
99 for each group in said first series shall, in the second series, be printed after  
100 all other names in the list of candidates for such group; the ballots of the third  
101 series shall be like those of the second series, except that the name first appear-  
102 ing in the list of candidates for each group in said second series shall be  
103 printed after all the other names in the list of candidates for such group; and  
104 so on successively, the name at the top of any list of candidates for each group  
105 in any series being placed at the bottom of the respective lists of candidates  
106 for such group in each succeeding series, until the name of each candidate for  
107 each group shall appear at least once at the head of the list of candidates for  
108 such group. The different series of ballots shall be distributed in substantial  
109 equality among all the voting precincts comprised in such transportation dis-  
110 trict, provided that ballots of no more than one series shall be distributed to one  
111 voting precinct.

112 (g) Each voting precinct in such transportation district shall be allotted  
113 at each general, special or supplementary election held therein a number of  
114 ballots equal to the total number of votes cast for governor in such precinct  
115 at the next preceding general election and in addition thereto ten per cent. On  
116 the back or outside of the ballot of each voting precinct shall be printed proper

117 words so as to be visible when said ballot is folded, designating said ballot, the  
118 precinct, the date of the election, and exhibiting a fac simile signature of the  
119 election official having in charge the printing of the ballots.

120 (h) No party name, party initial, party circle, platform, principle, appel-  
121 lation or distinguishing mark of any kind, shall be printed upon any election  
122 ballot used at any election held under the provisions of this Act. If any party  
123 primary election or any election for any office other than transportation dis-  
124 trict trustees shall be held at the same time with any transportation district  
125 election, the ballots for transportation district trustees shall be separate from  
126 all other ballots, except that any question relating to such transportation dis-  
127 trict submitted to the voters thereof and not required by law to be submitted  
128 on a separate ballot, shall be submitted upon the same ballot as that used for  
129 transportation district trustees.

130 (i) In all elections held hereunder, whether general, special or supple-  
131 mentary, the polls shall be opened at six o'clock in the morning and remain  
132 open until four o'clock in the afternoon; provided, if any elections hereunder  
133 shall fall on the same day as any city, village or township election, then the  
134 polls in such city, village or township shall remain open for the election of  
135 trustees of such transportation district during the same hours as they are  
136 open for such city, village or township election.

137 (j) Any candidate for trustee under the provisions of this Act may ap-  
138 point in writing over his signature not more than one representative for each  
139 place of voting who shall have the right to act as challenger and watcher for  
140 such candidate at any election at which his name is being voted upon. Such  
142 challenger and watcher shall have the same powers and privileges as a chal-  
143 lenger and watcher under the election laws of Illinois. No political party shall  
144 have the right to keep any challenger or watcher at any polling place at any  
145 election held under the provisions of this Act unless candidates for some  
146 office other than transportation district trustees are to be voted for at the same  
147 time.

148 (k) No certificate of election shall be given to any candidate who shall be  
149 declared elected at any general or special election held hereunder until after  
150 the date fixed by this Act for the holding of the supplementary election herein  
151 provided for.

152 (1) In all elections for trustees each elector resident in such transporta-  
153 tion district may vote for as many candidates as there are trustees to be  
154 elected, but no elector may give to such candidates more than one vote each, it  
155 being the intent and purpose of this Act to prohibit cumulative voting in the  
156 election of members of the board of trustees of such transportation district.

157 When a vacancy shall occur in the office of trustee of any local transpor-  
158 tation district organized under the provisions of this Act, the vacancy shall be  
159 filled by appointment by the board of trustees of such district, and the person  
160 so appointed to fill such vacancy shall perform the duties of a trustee of said  
161 district until the next regular election shall be held as herein provided, at which  
162 time a trustee shall be elected to fill the remainder of the unexpired term.

163 Such transportation district shall, from the time of the first election held  
164 by it under this Act, be a body corporate and politic, by the name and style of  
165 "Transportation District of....." and by such name and style  
166 may be sued, contract and be contracted with, acquire and hold real estate and  
167 personal property necessary for corporate purposes, and may sell and dispose  
168 of the same when no longer needed for the purposes of such district, adopt a  
169 corporate seal, and alter the same at pleasure.

Sec. 4. The trustees elected in pursuance of the provisions of this Act shall  
2 constitute a board of trustees for the transportation district in which they are  
3 elected, and which board of trustees are hereby declared to be corporate author-  
4 ities of such transportation district and shall exercise all the powers and man-  
5 age and control all the affairs and property of such district. Said board of trus-  
6 tees shall elect annually from their membership, a president and vice-president,  
7 and shall have the right to elect outside their membership a clerk, treasurer,  
8 chief engineer and attorney for such district, who shall hold their offices during



9 the pleasure of the board and who shall give such bonds as may be required by  
10 said board. The president shall preside at the meetings of the board of trustees  
11 and shall have the same power to vote at such meetings as any other member,  
12 and in case of a tie he shall cast the deciding vote, but shall have no power to  
13 veto. Said board shall prescribe the duties and fix the compensation of the trus-  
14 tees, officers and employees of said transportation district; provided, however,  
15 that the salary of the members of said board of trustees shall in no case exceed  
16 the salary fixed by law for judges of the Circuit Court presiding in the territory  
17 in which the principal office of said transportation district is located. The pres-  
18 ident of said board of trustees may appoint a private secretary, who shall receive  
19 a salary not to exceed \$5,000 per annum.

20 Said board of trustees shall have power to pass ordinances, orders, rules,  
21 resolutions and regulations for the employment and discharge of employees and  
22 for the proper management and conduct of the business of said board of trus-  
23 tees, and of said corporation and for carrying into effect the objects for which  
24 such transportation district is created.

Sec. 5. Every ordinance making an appropriation shall within one month  
2 after it is passed, be published at least once in a newspaper of general circula-  
3 tion published in such district, or if no such newspaper be published therein,  
4 then by posting copies of the same in three public places in the district, and no  
5 such ordinance shall take effect until ten days after it is so published; and all  
6 other ordinances, orders and resolutions shall take effect from and after their  
7 passage, unless otherwise provided therein.

Sec. 6. All ordinances, orders and resolutions, and the date of publication  
2 thereof, may be proven by the certificate of the clerk, under the seal of the cor-  
3 poration; and when printed in book or pamphlet form, and purporting to be pub-  
4 lished by authority of the board of trustees, any such book or pamphlet shall be  
5 received as evidence of the passage and legal publication of such ordinances,  
6 orders and resolutions, as of the dates mentioned in such book or pamphlet  
7 without further proof.

Sec. 7. The board of trustees of any transportation district organized under this Act, shall have power to provide such system or systems of local transportation as will conduce to the health, comfort, welfare and convenience of the people, with such extensions and alterations thereof and additions thereto as from time to time may be deemed advisable, and for that purpose shall have power to construct, condemn, purchase, lease, or by any combination of such methods, or otherwise, acquire street railways, monorails, motor busses, subways, tunnels and other properties, used or capable of being used, or hereafter employed or developed as a means of local transportation over, upon, above or below the surface of the earth or waters within such district including any plant or plants, equipment or other property necessary or appropriate for its corporate purposes; with authority to own the same and to maintain, regulate and control the use and operation thereof; and to fix, alter, regulate and control the rates charged for transportation over or upon such transportation system or systems; provided, that in no case shall the rate of fare exceed five cents (5c) for one person for a continuous trip in the same general direction wholly within the limits of any incorporated city or village within such transportation district.

When it is necessary for the acquisition, construction, extension, maintenance or operation of any transportation system or systems herein authorized, or of the appurtenances thereto, to take or damage private property, the same may be done, and the compensation therefor may be ascertained and fixed in the manner which may then be provided by any law for the exercise of the right of eminent domain; it being hereby declared that the uses of property required by local transportation districts organized under this Act are higher public uses than the public uses of such properties while in the possession, operation or ownership of private persons or corporations.

No transportation district organized under this Act, shall have the right to construct and operate a street railroad within any city, town or incorporated village without requiring the consent of the local authorities having the control of the street or highway proposed to be occupied by such street railroad.



Sec. 8. Any transportation district organized hereunder may borrow money  
 2 for corporate purposes, and may issue bonds therefor, but shall not become in-  
 3 debted in any manner, or for any purpose to an amount in the aggregate to ex-  
 4 ceed five per centum on the value of taxable property therein, to be ascertained  
 5 by the last assessment for state and county taxes previous to the incurring of  
 6 such indebtedness. At the time or before incurring any indebtedness, the board  
 7 of trustees shall provide for the collection of a direct annual tax sufficient to pay  
 8 the interest on such debt as it falls due, and also to pay and discharge the prin-  
 9 cipal thereof as the same shall fall due, and at least within twenty years from the  
 10 time of contracting the same: Provided, that the net earnings from any trans-  
 11 portation system or systems constructed or acquired and operated hereunder  
 12 may be appropriated and applied to the purpose of paying the interest or prin-  
 13 cipal of such indebtedness, or both, and to the extent that they will suffice, the  
 14 direct tax may be remitted.

Sec. 9. The Board of Trustees may levy and collect taxes for corporate pur-  
 2 poses upon property within the territorial limits of the transportation district,  
 3 the aggregate amount of which in any one year shall not exceed the sum required  
 4 for the payment of the corporate expenses of such transportation district, in-  
 5 cluding provision for payment of interest on outstanding bonds of such transpor-  
 6 tation district and to provide an adequate sinking fund for the redemption of  
 7 such bonds as they mature; and, in the discretion of the board of trustees, such  
 8 additional sum, if any, required for payment of any difference which may exist  
 9 between the total receipts of said transportation district from the operation of  
 10 its system or systems of local transportation, for the preceding year, and the  
 11 total amount required to pay its corporate expenses, interest on bonds and sink-  
 12 ing fund as aforesaid, and for the maintenance and operation, replacements and  
 13 renewals of its said system or systems of local transportation.

Sec. 10. The property, both real and personal, of any transportation dis-  
 2 trict organized in accordance with the provisions of this Act shall be exempt  
 3 from taxation, whether such property be located within or without such district.

Sec. 11. Any portion of a county, no part of which portion of the county

is within a local transportation district, but which lies contiguous to such district, may become annexed thereto as herein provided, and when so annexed shall become a part thereof, and when so incorporated in such district the property in such annexed territory shall be liable for taxation for the purpose of paying existing indebtedness of such district in like manner as though the same had formed a part of said district at the time of the original creation thereof.

The legal voters of any such contiguous territory who may desire to have the same incorporated within such district, shall file with the board of trustees of such district a petition therefor signed by not less than three per cent of the legal voters of such contiguous territory. Upon the filing of such petition such board of trustees shall have the authority to pass a resolution granting the prayer of such petition subject to the result of an election as hereinafter provided. If such resolution shall be adopted, it shall be the duty of the said board of trustees to certify a copy thereof to the county clerk of the county in which the principal office of such district is situated, who shall submit the question to the legal voters of such district as to whether or not the said contiguous territory shall be incorporated in said district; and if the same shall be approved by a majority vote of the legal voters voting on such question at the election in said contiguous territory, and by a majority vote of all the legal voters voting thereon at the election in said transportation district, the said contiguous territory shall thereupon be incorporated in and become a part of said district for all purposes. The vote to be taken to determine the said question of annexation shall be taken at any regular or special election called for said district for any purpose provided in this Act, or at any general election.

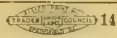
Sec. 12. The rates of fare, charges, schedules, rules and regulations of a

local transportation district created under the provisions of this act shall not be subject to the control of or review by any other governmental agency of the State of Illinois, now or hereafter existing under and by virtue of the laws of this State.

Sec. 13. The invalidity of any portion of this act shall not affect the validity  
2 of any other portion thereof which can be given effect without such invalid part.

Sec. 14. Any and all laws or parts of laws in conflict with this act, or any  
2 part thereof, are hereby repealed.

Sec. 15. Whereas, an emergency exists, therefore this act is to take effect  
2 and be in force from and after the date of its passage and approval.



- 1 Introduced by Mr. Bippus, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on License and Miscel-  
lany.

## A BILL

For an Act to regulate the sale of paints, oils and turpentines.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The term "paint" as used in this Act  
3 includes white lead basic, carbonate or sublimed in any kind of oil, or any com-  
4 pound intended for the same use, paste or semi-paste, and liquid or mixed paint.

Sec. 2. No paint shall be sold or offered for sale unless there is on the  
2 package in which the paint is sold or offered for sale, a label which states in  
3 plain legible print:

4 1. The name and place of business of the manufacturer, or the distributor,  
5 or the party for whom the paint was manufactured.

6 2. The quantity contained in the package, either in U. S. standard gallons  
7 or fraction thereof if the paint is liquid or mixed paint or in the case of paste or  
8 semi-paste paint which is sold by weight, the weight avoirdupois; and



9        3. The name and percentage (with substantial accuracy) of each ingre-  
 10    dient, however, in the case of paint other than white paint, the ingredients other  
 11    than coloring material may be treated as 100 per cent but the description or  
 12    trade name of the coloring material and its chemical analysis (with substantial  
 13    accuracy) must then be stated.

Sec. 3. No person shall manufacture for sale, sell or offer for sale any flax  
 2    seed oil or linseed oil unless it answers all the chemical tests for purity recog-  
 3    nized in the United States Pharmacopeia nor any such oil as "boiled linseed oil"  
 4    unless it has been heated to a temperature of 225 degrees Fahrenheit during the  
 5    process of manufacture.

Sec. 4. No flaxseed oil or linseed oil shall be sold or offered for sale except  
 2    by its true name and the tank-car, tank, barrel, keg or container in which such  
 3    oil is sold or offered for sale has inscribed thereon in ordinary bold-face capital  
 4    lettering the words "*Pure Linseed Oil Raw*" or "*Pure Linseed Oil Boiled*" and  
 5    the name and place of business of the manufacturer, or the distributor or the  
 6    party for whom it was manufactured.

Sec. 5. No article which is not wholly distilled from rosin, turpentine, or  
 2    scrapings from pine trees, or which is mixed or adulterated with oil, benzine or  
 3    any other substance, shall be sold or offered for sale under the name of turpen-  
 4    tine or spirits of turpentine, or under any name or phrase which suggests tur-  
 5    pentine or spirits of turpentine or of which the word turpentine forms a part  
 6    unless the package or container (if over one gallon capacity) in which such  
 7    article is sold, is inscribed or marked with plain letters not less than two inches  
 8    high and one inch wide, the words, "Adulterated Spirits of Turpentine." If  
 9    the package or container is of one gallon capacity or less, the lettering may be  
 10   reduced to not less than one-fourth of the size specified.

11        In addition, no such adulterated spirits of turpentine may be sold unless the  
 12    purchaser is informed at the time of the sale that the article is not pure spirits  
 13    of turpentine.



Sec. 6. If any person who deals in paints, oils or turpentine, has in his  
2 possession any such articles or substance required by this Act to be labeled or  
3 marked, which are not labeled or marked as provided by this Act, that fact is  
4 *prima facie* evidence of a violation of this Act.

Sec. 7. It is the duty of the Department of Trade and Commerce to en-  
2 force the provisions of this Act and all fines collected for violations thereof shall  
3 be paid to that department.

4 The department and its proper agents are authorized to enter and inspect at  
5 all reasonable times rooms and buildings used for the manufacture, storage and  
6 sale of the articles and substances specified in this Act. They may also inspect  
7 any receptacles or containers used to contain the articles, and substances covered  
8 by this Act and may take samples therefrom for inspection and analysis.

Sec. 8. The violation of any provision contained in Sections 2, 3, 4 or 5 is a  
2 misdemeanor punishable by a fine of not less than \$10.00 and not more than  
3 \$50.00 or by imprisonment not exceeding sixty days or by both fine and impris-  
4 onment.

5 Whoever refuses admittance to premises mentioned in Section 7 or other-  
6 wise obstructs the agents of the Department of Trade and Commerce in the  
7 proper performance of their duties is guilty of a misdemeanor and shall be  
8 punished by a fine of not less than \$50.00 nor more than \$200.00.

Sec. 9. The provisions of this Act do not apply to any paints, oils or tur-  
2 pentine which are, at the time this Act takes effect, in the hands of any manu-  
3 facture, distributor, jobber or dealer or which are the subject of contracts entered  
4 into prior to the taking effect of this Act, but in prosecutions for violations of  
5 the provisions of this Act, if it is claimed that the articles or substances are ex-  
6 empt under the provisions of this section, the burden shall be upon the defend-  
7 ant to prove that such articles or substances are exempt.





- 1 Introduced by Mr. Bancroft, February 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Roads and Bridges.

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## A BILL

For an Act to amend Section 9 of "An Act to revise the law in relation to roads and bridges," approved June 27, 1913, in force July 1, 1913, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 9 of "An Act to revise the law in  
3 relation to roads and bridges," approved June 27, 1913, in force July 1, 1913, as  
4 amended, is amended to read as follows:

Sec. 9. Public highways or sections thereof, including bridges therein, may  
2 be laid out, improved or constructed at the joint expense of the State and any  
3 county within the State as hereafter provided. In such case the State shall con-  
4 tribute one-half of the expense thereof, and the county or counties through which  
5 the said highway or portion thereof passes shall contribute the remaining one-  
6 half. Such highways hereinafter known as "State Aid Roads," may be laid out,  
7 constructed or improved in the manner hereinafter directed:

8 The board of supervisors or county commissioners of any county shall, by  
9 a majority of the entire board of supervisors or county commissioners, in regu-

lar or special session, specify the type of road to be constructed under the provisions of this Act in their respective counties, subject, however, to the approval of the Department of Public Works and Buildings whether of permanent earth improvement (including surface or sub-surface drainage, grading, leveling, and crowning), gravel, macadam, cement concrete, bituminous concrete on a cement concrete base, brick or other hard surfaced type of pavement, patented or otherwise, and the respective boards of supervisors or county commissioners shall, subject to the approval of the Department of Public Works and Buildings as aforesaid, have the authority to specify any one of the herein designated types of roads. In case the board of supervisors or county commissioners do not desire to exercise the privilege and power herein conferred upon them as to designating the type of road to be builded and shall so notify the Department of Public Works and Buildings, then it shall be the duty of the Department of Public Works and Buildings to specify the type of road to be builded: *Provided*, nothing herein contained shall prohibit the State and county jointly, at any future time, rebuilding and changing, under the provisions of this Act, an earth, gravel or macadam type of road, patented or otherwise, to any other more permanent type herein specified: *Provided, further*, that when a gravel or macadam road is constructed the county shall pay one-half the cost of such maintenance: *And, provided, further*, that when an earth road is constructed the county shall pay the entire cost of maintenance. And whenever any county, after having been given reasonable notice by the Department, shall fail properly to maintain any earth road improved as a State aid road or provide the funds for paying one-half the cost of maintaining a gravel or macadam road, the Department of Public Works and Buildings is hereby authorized to withhold from such county all State aid allotments during the time said county is delinquent. *And, provided*, that a road or part thereof lying within the corporate limits of any city or village having a population of twenty thousand (20,000) inhabitants or less, as shown by the last Federal census, situate within any county of the third class, may be improved or constructed with State aid, to connect or complete, by the most direct route, a



40 State aid road already improved or constructed or being improved or con-  
41 structed to the corporate limits of such city or village.

42       *And, provided, also,* that a road or part thereof lying within the corporate  
43 limits of any city, village or town, having a population of *five thousand (5,000)*  
44 inhabitants or less as ascertained as aforesaid in any county, may be improved  
45 or constructed with State aid, to connect or complete by the most direct route, a  
46 State aid road already improved or constructed, to the corporate limits of such  
47 city, village or town. The cost of such road for the same width as outside of the  
48 corporate limits and of the same materials may be provided for in the same  
49 manner as for that portion outside the corporate limits. By agreement between  
50 the Department of Public Works and Buildings and the common council or  
51 board of trustees, a road or street of greater width and of different materials  
52 may be constructed through such city, village or town by the Department of  
53 Public Works and Buildings, such city, village or town to pay the excess cost, if  
54 any, for such greater width, or different material. But such city, village or town  
55 shall thereafter maintain said road or street within the corporate limit.





AMENDMENT TO

52d G. A.

HOUSE BILL NO. 121

1921



1 Adopted May 25, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 121, as printed, by striking out of lines 43, on page  
2 3, the words and figures “five thousand (5000)” and by inserting in lieu  
3 thereof the words and figures “three thousand five hundred (3,500).”





1 Offered by Mr. Essington, June 17, 1921.

2 Ordered printed.

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AMENDMENT NO. 1.

Amend printed House Bill No. 121 in Senate, on page 3, in section 9, by  
2 striking out all of lines 42, 43, 44, 45, 46 and 47, and inserting in lieu thereof the  
3 following:

4     *“And provided further, that a road or part thereof lying within the corpor-*  
5 *ate limits of any city, village or town having a population of twenty-five hun-*  
6 *dred (2500) inhabitants or less, as ascertained as aforesaid, in any county,*  
7 *shall be improved or constructed with State aid to connect or complete by the*  
8 *most direct route, a State aid road already improved or constructed, to the cor-*  
9 *porate limits of such city, village or town; and in any city, village or town hav-*  
10 *ing a population of more than twenty-five hundred (2500) and less than thirty-*  
11 *five hundred (3500) inhabitants, a road or part thereof lying within the cor-*  
12 *porate limits may, if the Department of Public Works and Buildings deems it*  
13 *necessary or advisable, be improved or constructed with State aid to connect*  
14 *or complete by the direct route, a State aid road already improved or con-*  
15 *structed, to the corporate limits of such village or town. The cost of such road”*

16     The question then being, “Shall the bill be ordered to a third reading and  
17 the amendment printed?” It was decided in the affirmative.







- 1 Introduced by Mr. Castle, February 10, 1921.
- 2 Read by title, ordered printed and referred to Committee on Banks, Banking and  
Building and Loan Associations.

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## A BILL

For an Act in relation to the payment of deposits in trust.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* If a deposit is made with any corporation  
3 doing a banking or trust business by one person in trust for another, the name  
4 and residence of the person for whom it is made shall be disclosed, and it shall  
5 be credited to the depositor as trustee for such person; and if no other notice  
6 of the existence and terms of a trust has been given in writing to such corpora-  
7 tion, the deposit, or any part thereof, together with the interest thereon, may,  
8 in the event of the death of the trustee, be paid to the person for whom said  
9 deposit was made, or to his legal representative.





- 1 Introduced by Mr. Cruden, February 10, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

# A BILL

For an Act to provide for and fix the compensation of the members of the General Assembly of the State of Illinois, and to repeal certain Acts therein named.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
*represented in the General Assembly:* The members of the General Assembly  
 elected in the year 1922 and thereafter, shall receive for the period for which  
 members of the House of Representatives of the General Assembly are elected,  
 the sum of five thousand dollars (\$5000.00), payable during the first regular  
 session held after the general election for members of the House of Represen-  
 tatives, and ten cents per mile for each mile necessarily traveled in going to and  
 going from the seat of government at each session, to be computed by the Aud-  
 itor of Public Accounts, and also fifty dollars (\$50.00) per session for each  
 member, which shall be in full for stationery, newspapers, postage and other  
 incidental expenses.

Sec. 2. The pay and mileage allowed to each member of the General Assem-  
 bly shall be certified to by the President of the Senate and Speaker of the House

3 of Representatives and entered upon the journals and published at the close of  
4 the session.

Sec. 3. "An Act to provide for and fix the compensation of the members of  
2 the General Assembly of the State of Illinois," approved December 6, 1907, in  
3 force July 1, 1908, as amended, and all other acts in conflict herewith, are  
4 repealed.



- 1 Introduced by Mr. Joyce, February 10, 1921.
- 2 Read by title, ordered printed and referred to Committee on Military Affairs.

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## A BILL

For an Act to provide relief and assistance for certain persons who served with the military or naval forces of the United States in the war with Germany.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The word "soldier" as used in this Act  
3 includes any officer, soldier, sailor, marine or nurse who has been or is a mem-  
4 ber of the military or naval forces of the United States or any nation allied  
5 with the United States in the war with Germany and who was a resident of the  
6 State of Illinois at the time (which must have been prior to November 11, 1918)  
7 he was commissioned, enlisted, inducted, appointed or mustered into the mili-  
8 tary or naval service of the United States, and who has been or may be given  
9 an honorable or ordinary discharged or release from such service; and who did  
10 not, at any time during the period of the war with Germany, seek to avoid ser-  
11 vice because of conscientious objections to war, or because of alienage, and who  
12 has not been guilty of fraud, violation or evasion of the Selective Service Act  
13 or of the rules or regulations of the War Department in force under such Act;  
14 and who did not, while in the service, do civilian work at civilian pay.



Sec. 2. Every soldier shall be entitled to receive from the State of Illinois  
2 from the Soldiers' Bonus Fund, hereinafter created, the sum of fifteen dollars  
3 (\$15.00) for each month and fraction of a month of service rendered by him as  
4 a soldier subsequent to April 6, 1917, and prior to the date on which peace shall  
5 be agreed upon between the United States and Germany; but no soldier shall  
6 receive a sum less than fifty dollars (\$50.00), nor more than three hundred  
7 dollars (\$300.00).

Sec. 3. Where any soldier is deceased and leaves a widow surviving him,  
2 such widow, if not re-married, shall be entitled to receive the amount which such  
3 deceased soldier would be entitled to receive under the provisions of this Act,  
4 if living; and in case the deceased died while in the service July 1, 1919, shall  
5 be deemed to be the date of termination of his service.

Sec. 4. All applications for bonuses under this Act must be made to the  
2 Soldiers' Bonus Board before January 1, 1925, and no payment shall be made  
3 on any application received after that date. All applications must state facts  
4 sufficient to establish the status of the applicant (or if applicant is a widow,  
5 the status of the applicant's deceased husband) as a soldier, and shall be veri-  
6 fied under oath.

Sec. 5. The Soldiers' Bonus Board is hereby created to consist of the Ad-  
2 jutant General, the Auditor of Public Accounts and the State Treasurer.

3 This board shall have complete charge and control of the general scheme  
4 of payments authorized in this Act. It shall supply blanks to applicants and  
5 may adopt general rules for the making of payments, the ascertainment and  
6 selection of proper beneficiaries and the amounts to which such beneficiaries are  
7 entitled.

8 This board may select and appoint, without reference to any civil service  
9 law which is or may hereafter be in force in this State, such secretaries, sten-  
10 ographers and other assistants as may be necessary, and prescribe their duties,

11 compensation and terms of employment, always giving preference in such selec-  
12 tion and appointment to soldiers.

Sec. 6. No assignment of any right or claim to payment, under the pro-  
2 visions of this Act shall be valid, if made prior to the issuance of a warrant for  
3 such payment by the Auditor of Public Accounts. Any person who assigns or  
4 attempts to assign or any person who receives or tries to get any assignment  
5 or attempted assignment of any claim or right to payment under this Act before  
6 the Auditor has issued his warrant for such payment is guilty of misdemeanor  
7 and shall be punished by a fine of not more than \$200, or by imprisonment in  
8 the county jail for a term of not more than one year, or by both such fine and  
9 imprisonment.

Sec. 7. The State of Illinois through its officers is hereby authorized to  
2 issue and sell, and provide for the retirement of bonds of the State of Illinois  
3 to the amount of sixty million dollars (\$60,000,000.00) for the purpose of provid-  
4 ing funds for making the payments provided for in this Act. The issuance, sale  
5 and retirement of these bonds shall be under the general supervision and con-  
6 trol of the Soldiers' Bonus Board.

7 These bonds shall bear interest, payable semi-annually, from the date of  
8 their issue, at the rate of three and one-half per centum per annum unless  
9 financial conditions make a different rate advisable, in which case the Soldiers'  
10 Bonus Board may issue part or all of said bonds at any other rate of interest  
11 not exceeding six per centum per annum; they shall be serial bonds and be  
12 dated, issued and sold at not less than par value from time to time in such  
13 amounts as may be necessary to provide sufficient money to make the payments  
14 provided for in this Act. Each one of these bonds shall be in the denomination  
15 of \$500.00 or some multiple thereof, and shall be made payable within twenty  
16 years from the date of its issue. These bonds shall be signed by the Governor  
17 and attested by the Secretary of State under the seal of the State and counter-  
18 signed by the State Treasurer and by the Auditor of Public Accounts. Inter-

19 est coupons with lithographed fac-simile signatures of such officers, may be  
20 attached to said bonds. These bonds may, at the request of owners, be regis-  
21 tered with the Auditor of Public Accounts. These bonds, until sold, shall be  
22 deposited with the State Treasurer; and when sold, the proceeds of the bonds  
23 shall be paid into the State treasury and kept in a separate fund which shall be  
24 known as the Soldiers' Bonus Fund.

Sec. 8. For the purpose of making the payments provided for in this Act  
2 the sum of sixty million dollars (\$60,000,000,00) to be derived from the sale of  
3 such bonds is hereby appropriated to the Soldiers' Bonus Board, such money  
4 to be payable out of the soldiers' bonus fund, in accordance with the provisions  
5 of "An Act in relation to State finances," approved June 10, 1919, in force July  
6 1, 1919.

Sec. 9. After all payments provided for in this Act have been made, any  
2 money remaining in the soldiers' bonus fund in the State treasury may be ex-  
3 pended by the Soldiers' Bonus Board for any form of relief for veterans of the  
4 late war with Germany, or their families, that the General Assembly may specify  
5 and as it shall direct, and not otherwise.

Sec. 10. Each year, after this Act becomes operative, and until all of the  
2 bonds provided for have been retired there shall be included in and added to  
3 the tax levied for State purposes a direct annual tax for such amount as shall  
4 be necessary and sufficient to pay the interest annually, as it shall accrue, on  
5 all bonds issued under the provisions of this Act and also to pay and discharge  
6 the principal of such bonds at par value, as such bonds fall due; and the amounts  
7 of such direct annual tax shall be appropriated for that specific purpose. But  
8 no such direct annual tax shall be levied for any year in which a sufficient  
9 amount of money from other sources of revenue has been appropriated and set  
10 apart to pay the interest, as it shall accrue, on said bonds for that year and also  
11 discharge the principal of any such bonds falling due during such year.



Sec. 11. This Act shall be submitted to the people of the State at the general election to be held on Tuesday next after the first Monday of November, A. D. 1922, on a separate ballot to be in substantially the following form:

SOLDIERS' BONUS BALLOT.

|  |     |  |
|--|-----|--|
| Shall an Act of the General Assembly of Illinois, entitled, "An Act to provide relief and assistance for certain persons who served in the military or naval forces of the United States in the war with Germany," which in substance provides that each person who was a resident of Illinois and served in the military or naval forces of the United States in the late war shall receive a bonus of fifteen dollars for each month of such service with a minimum of \$50; creates the Soldiers' Bonus Board to carry out the provisions of the Act; authorizes the State to contract a debt for such purpose and to issue \$60,000,000.00 of serial bonds bearing interest semi-annually at a rate not to exceed 6% and appropriates this sum to the said board; provides that applications for said bonuses must be made before January 1, 1925, and provides that any residue may be expended by said board for any relief of veterans of the late war with Germany, or their families, that the General Assembly may specify; levies a tax sufficient to pay the interest of these bonds, annually, as it shall accrue and to pay off said bonds within 20 years from issuance; provides for publication and submission to the people; makes the payment of such interest and bonds irrevocable and pledges the faith of the State to making such payments, go into full force and effect? | YES |  |
|  | NO  |  |

This question shall be submitted at such general election and returns made at the same time and in the same manner as in the case of the election of State officers and in accordance, as near as may be, with the provisions of the general election laws of this State.

Sec. 12. The Secretary of State is authorized and directed to cause publication of this Act to be made, once each week, for three months at least before the vote of the people shall be taken upon such Act, and said publication shall be made in at least two daily newspapers one of which shall be published in the city of Springfield and one in the city of Chicago.

Sec. 13. The provisions of this Act for the payment of the principal of said bonds at maturity and of the interest thereon annually, as it shall accrue, by a

3 direct annual tax, shall be irrepealable until such debt and interest be paid in  
4 full, and for the making of such payment the faith of the State of Illinois is  
5 hereby pledged.

Sec. 14. This Act shall go into full force and effect when it receives at the  
2 general election at which it is submitted a majority of the votes cast for members  
3 of the General Assembly at such election.





- 1 Introduced by Mr. Kauffman, February 10, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to make November eleventh a holiday.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The eleventh day of November of each  
3 year shall be a holiday, to be known as Armistice Day, which shall be ob-  
4 served throughout the State as a day on which to hold appropriate exercises  
5 in commemoration of the victory of the United States armies in the great World  
6 War.

Sec. 2. Armistice Day shall, for all purposes whatever, as regards the  
2 presenting for payment or acceptance and of protesting and giving notice of  
3 the dishonor of bills of exchange, bank checks and promissory notes, and as  
4 regards days of grace upon commercial paper, be treated and considered as is  
5 the first day of the week, commonly called Sunday.





1 Introduced by Mr. Little, February 10, 1921.

2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act concerning the powers of notaries public who are stockholders, directors, officers or employees of any bank, building and loan association, or other corporation.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* It shall be lawful for any notary public  
3 who is a stockholder, director, officer or employee of any bank, building and  
4 loan association, or other corporation to take the acknowledgment of any party  
5 to any written instrument executed to or by such corporation, or to administer  
6 an oath to any other stockholder, director, officer, employee or agent of such  
7 corporation, or to protest for non-acceptance or non-payment bills of exchange,  
8 drafts, checks, notes and other negotiable instruments which may be owned or  
9 held for collection by such corporation. It shall be unlawful, however, for any  
10 notary public to take the acknowledgment of an instrument by or to any bank  
11 or other corporation of which he is a stockholder, director, officer or employee,  
12 if such notary is a party to such instrument, either individually or as a rep-

13   representative of such corporation, or to protest any instrument owned or held  
14   for collection by such corporation, where such notary is individually a party to  
15   such instrument.

- 1 Introduced by Mr. D. S. Myers, February 10, 1921.
- 2 Read by title, ordered printed and referred to Committee on Military Affairs.

---

## A BILL

For an Act to provide payment of compensation to certain persons who served with the military or naval forces of the United States in the recent war with Germany.

---

SECTION 1. *Be it enacted by the People of the State of Illinois,*

2 *represented in the General Assembly:* Every person who was enlisted, inducted  
3 warranted or commissioned and who served honorably in active duty in the mili-  
4 tary or naval service of the United States (including Red Cross and other  
5 nurses) at any time between the sixth day of April, 1917, and the eleventh day  
6 of November, 1918, and who, at the time of entering such service, was a resident  
7 of the State of Illinois, and who is honorably separated or discharged from such  
8 service, or who is still in active service, or has been retired, or has been fur-  
9 loughed to a reserve, and who was in such service for a period longer than two  
10 months, shall be entitled to receive from the Soldiers' Compensation Fund, of  
11 the State treasury, compensation of fifteen dollars (15.00) for each month or  
12 major fraction thereof that such person was in active service after April 6, 1917,  
13 but not exceeding a total of three hundred dollars (\$300.00).



Sec. 2. The husband or wife (if not re-married), child or children, mother,  
 2 father, brother or sister, in the order named, of any deceased person who served  
 3 honorably in active duty in the military or naval forces of the United States, as  
 4 provided in Section 1, shall be paid the sum or allowance that such deceased  
 5 person would be entitled to, under the provisions of this Act, if living. In case  
 6 such deceased person died while in the service, the sum to be paid under this  
 7 section shall be three hundred dollars (\$300.00).

Sec. 3. No payment shall be made under the provisions of this Act to any  
 2 person,

- 3 (1) Who was dishonorably discharged or discharged without honor; or
- 4 (2) Who being in the military or naval service, refused on conscientious,  
 5 political or other grounds to subject himself to military discipline or to render  
 6 unqualified service; or
- 7 (3) Who, though in the service, did civilian work at civilian pay; or
- 8 (4) Who has received from another state a bonus or compensation of a  
 9 like nature, as is provided by this Act; or
- 10 (5) For time spent while taking training in any students' army or navy  
 11 training camps.

Sec. 4. No assignment of any right or claim to compensation, under the  
 2 provisions of this Act, shall be valid.

Sec. 5. The Service Recognition Board is created, to consist of the Gov-  
 2 ernor, the State Treasurer, and the Adjutant General. This board shall have  
 3 complete charge and control of the general scheme of payments authorized in  
 4 this Act and may adopt general rules for the making of such payments, the  
 5 ascertainment and selection of proper beneficiaries and the amount to which  
 6 such beneficiaries are entitled, and for procedure.

Sec. 6. The Service Recognition Board may select and appoint such em-  
 2 ployes as it may deem necessary, always giving preference in making such

3 appointments to persons entitled to compensation under this Act. The employes  
4 of the Service Recognition Board shall not be subject to the provisions of "An  
5 Act to regulate the civil service of the State of Illinois," approved May 11, 1905,  
6 in force July 1, 1905, as amended.

Sec. 7. All applications for compensation under this Act must be made to  
2 the Service Recognition Board before January 1, 1925; and no payments shall  
3 be made under this Act except on applications received by the Service Recogni-  
4 tion Board before that date.

Sec. 8. The State of Illinois through its officers is hereby authorized to issue  
2 and sell, and provide for the retirement of bonds of the State of Illinois to the  
3 amount of fifty-five million dollars (\$55,000,000.00) for the purpose of providing  
4 funds for making the payments provided for in this Act. The issuance, sale and  
5 retirement of these bonds shall be under the general supervision and control of  
6 the Service Recognition Board.

7 These bonds shall bear interest, payable annually, from the date of their  
8 issue, at the rate of three and one-half per centum per annum, unless financial  
9 conditions make a different rate advisable, in which case the Service Recognition  
10 Board may issue part or all of said bonds at any other rate of interest not ex-  
11 ceeding six per centum per annum; they shall be serial bonds and be dated,  
12 issued and sold from time to time in such amounts as may be necessary to pro-  
13 vide sufficient money to make payments provided for in this Act. Each one of  
14 these bonds shall be in the denomination of \$500.00, or some multiple thereof,  
15 and shall be made payable within twenty years from the date of its issue. These  
16 bonds shall be signed by the Governor and attested by the Secretary of State  
17 under the seal of the State and countersigned by the State Treasurer and by the  
18 Auditor of Public Accounts. Interest coupons with lithographed fac-simile sig-  
19 natures of such officers may be attached to said bonds. Said bonds may, at the  
20 request of owners, be registered with the Auditor of Public Accounts. These  
21 bonds, until sold, shall be deposited with the State Treasurer; and when sold,

22 the proceeds of the bonds shall be paid into the State Treasury and kept in a  
23 separate fund which shall be known as the Soldiers' Compensation Fund.

Sec. 9. For the purpose of making the payments provided for in this Act  
2 the sum of fifty-five million dollars (\$55,000,000.00) to be derived from the sale  
3 of such bonds, is hereby appropriated to the Service Recognition Board, such  
4 money to be payable out of the Soldiers' Compensation Fund, in accordance  
5 with the provisions of "An Act in relation to State finance," approved June  
6 10, 1919, in force July 1, 1919.

Sec. 10. After all payments provided for in this Act have been made, any  
2 money remaining in the Soldiers' Compensation Fund in the State Treasury  
3 may be expended by the Service Recognition Board for any form of relief for  
4 veterans of the late war with Germany, or their families, that the General  
5 Assembly may specify and as it shall direct, and not otherwise.

Sec. 11. Each year, after this Act becomes fully operative, and until all  
2 of the bonds herein provided for, have been retired there shall be included in  
3 and added to the tax levied for State purposes, a direct annual tax for such  
4 amount as shall be necessary and sufficient to pay the interest annually, as it  
5 shall accrue, on all bonds issued under the provisions of this Act and also to  
6 pay and discharge the principal of such bonds at par value, as such bonds fall  
7 due; and the amounts of such direct annual tax shall be appropriated for that  
8 specific purpose. But no such direct annual tax shall be levied for any year  
9 in which a sufficient amount of money from other sources of revenue has been  
10 appropriated and set apart to pay the interest, as it shall accrue, on said bonds  
11 for that year and also to discharge the principal of any of such bonds falling  
12 due during such year.

Sec. 12. The proposition of contracting the debt of \$55,000,000.00, and issu-  
2 ing bonds to that amount, in accordance with the provisions of this Act shall  
3 be submitted to the people of the State at the general election to be held on

4 Tuesday next after the first Monday of November, A. D. 1922, on a separate  
5 ballot to be in substantially the following form:

SOLDIERS' COMPENSATION BALLOT.

|  |     |  |
|--|-----|--|
| Shall the State of Illinois contract a debt of \$55,000,000.00, and issue bonds to that amount, in accordance with the provisions of an Act of the General Assembly of Illinois, entitled "An Act to provide payment of compensation to certain persons who served with the military or naval forces of the United States in the recent war with Germany?" | YES |  |
|  | NO  |  |

6 This question shall be submitted at such general election and returns made  
7 at the same time and in the same manner as in the case of the election of State  
8 officers and in accordance, as near as may be, with the provisions of the general  
9 election laws of this State.

Sec. 13. The Secretary of State is authorized and directed to cause publi-  
2 cation of this Act to be made, once each week, for three months at least before  
3 the vote of the people shall be taken upon such Act, and said publication shall  
4 be made in at least two daily newspapers, one of which shall be published in the  
5 city of Springfield and one in the city of Chicago.

Sec. 14. The provisions of this Act for the payment of the principal of  
2 said bonds at maturity and of the interest thereon annually, as it shall accrue,  
3 by a direct annual tax, shall be irrevocable until such debt and interest is paid  
4 in full, and for the making of such payment the faith of the State of Illinois is  
5 hereby pledged.

Sec. 15. The provisions of this Act for contracting the debt of \$55,000,-  
2 000.00 and issuing bonds to that amount as herein provided, shall go into full  
3 force and effect upon receiving at the general election at which it is submitted,  
4 the majority of votes required by Section 18, Article IV of the Constitution.









1 Adopted March 24, 1921.

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AMENDMENT NO. 1.

Amend printed House Bill No. 127 on page 2, Section 3, line 11, by striking  
2 the word "camps" and inserting in lieu thereof the word "corps."

AMENDMENT NO. 2.

Amend printed House Bill No. 127 on page 2, Section 5, by adding to this  
2 section the following sentence: "The Service Recognition Board shall adopt  
3 general rules for determining the question of whether an applicant was a resi-  
4 dent of this State at the time he entered the service; and shall prescribe by  
5 rule, the nature of the proof to be submitted to establish the fact of residence."

AMENDMENT NO. 3.

Amend printed House Bill No. 127 on page 3, Section 8, line 14, by strik-  
2 ing the figures "\$500.00" and inserting in lieu thereof the figures "\$100.00."

AMENDMENT NO. 4.

Amend printed House Bill No. 127 on page 4, Section 9, by adding to that  
2 section the following sentence: "If any person entitled to compensation shall  
3 so desire, he may receive payment in whole or part, in bonds which are  
4 authorized to be issued by this Act."

AMENDMENT NO. 5.

Amend printed House Bill No. 127 on pages 4 and 5 by striking all of Sec-  
2 tion 12 and inserting in lieu thereof the following:

“Sec. 12. The proposition of contracting the debt of \$55,000,000.00 and  
 2 issuing bonds to that amount *and of levying annually a direct tax sufficient*  
 3 *to pay the interest on such bonds as it accrues* and to pay off and discharge  
 4 the principal of such bonds within twenty years from issuance, in accordance  
 5 with the provisions of this Act shall be submitted to the People of the State  
 6 at the general election to be held on Tuesday next after the first Monday of  
 7 November, A. D. 1922, on a separate ballot to be in substantially the follow-  
 8 ing form:

9                    **SOLDIERS' COMPENSATION BALLOT.**

|  |     |  |
|--|-----|--|
| <p>“Shall the State of Illinois contract a debt of \$55,000,000.00 and issue bonds to that amount, and levy annually a direct tax sufficient to pay the interest on such bonds as it shall accrue and to pay off and discharge the principal of such bonds within twenty years from issuance, in accordance with the provisions of an Act of the General Assembly of Illinois entitled, ‘An Act to provide payment of compensation to certain persons who served with the military or naval forces of the United States in the recent war with Germany?’ ”</p> | YES |  |
|  | NO  |  |

10            The question shall be submitted at such general election and returns made  
 11 at the same time and in the same manner as in the election of State officers  
 12 and in accordance, as near as may be with the provisions of the general elec-  
 13 tion laws of this State.”

**AMENDMENT NO. 6.**

Amend printed House Bill No. 127, on page 1, Section 1, lines 4 and 5, by  
 2 striking out parenthesis and words in parenthesis “including Red Cross and  
 3 other Nurses.”

**AMENDMENT NO. 7.**

Amend printed House Bill No. 127, on page 5, Section 15, line 2, by insert-  
 2 ing after the word “amount” the words “and for levying annually a tax to  
 3 pay the interest and principal of these bonds.”

## AMENDMENT NO. 8.

Amend printed House Bill No. 127 on page 4, by adding to Section 11, at  
2 the end thereof, the following words: "There is hereby created a special fund  
3 in the State treasury to be known as 'Soldiers' Compensation Bond Interest  
4 and Retirement Fund,' into which fund shall be paid such direct annual tax  
5 as it may be collected."

## AMENDMENT NO. 10.

Amend House Bill No. 127 as follows: Amend lines 11, 12 and 13, page 1,  
2 by striking out said lines and substituting in lieu thereof the following:  
3 The State Treasurer, Compensation fifty cents for each day that such per-  
4 son was in active service after April 6, 1917, but not exceeding a total of three  
5 hundred dollars (\$300.00).





1 Adopted April 12, 1921.

AMENDMENT NO. 11.

Amend printed House Bill No. 127 on pages 4 and 5 by striking all of Section 12 and insterting in lieu thereof the following:

“Sec. 12. The proposition of contracting the debt of \$55,000,000.00 and issuing bonds to that amount *and of levying annually a direct tax cufficient to pay the interest on such bonds as it accrues* and to pay off and discharge the principal of such bonds within twenty years from issuance, in accordance with the provisions of this Act shall be submitted to the People of the State at the general election to be held on Tuesday next after the first Monday of November, A. D. 1922, on a separate ballot to be in substantially the followwing form:

SOLDIERS' COMPENSATION BALLOT.

|   |     |  |
|---|-----|--|
| Shall the State of Illinois contract a debt of \$55,000,000.00 and issue bonds to that amount, and levy annually a direct tax sufficient to pay the interest on such bonds as it shall accrue and to pay off and discharge the principal of such bonds within twenty years from the issuance, in accordance with the provisions of an Act of the General Assembly of Illinois entitled, ‘An Act to provide payment of compensation to certain persons who sereved with the military or naval forces of the United States in the recent war with Germany?’ | YES |  |
|   | NO  |  |

Notice of the submission of the proposition shall be given, the ballots canvassed and returned, abstracts of the vote made and submitted, the votes canvassed and a declaration of the result made in the same manner as is provided in case of the submission of a proposed constitutional amendment.”



## AMENDMENT NO. 12.

Amend printed House Bill No. 127 as follows: Amend lines 11, 12 and 13,  
2 page 1, by striking out said lines and substituting in lieu thereof the following:  
3 “The State treasury, compensation of fifty cents for each day that such per-  
4 son was in active service after April 6, 1917, but not exceeding a total of three  
5 hundred dollars (\$300.00).”



- 1 Introduced by Mr. D. S. Myers, February 10, 1921.
- 2 Read by title, ordered printed and referred to Committee on Banks, Banking  
and Building and Loan Associations.

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## A BILL

For an Act to add Section 188a to “An Act in regard to negotiable instruments payable in money,” approved June 5, 1907, in force July 1, 1907.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 188a is added to “An Act in  
3 regard to negotiable instruments payable in money,” approved June 5, 1907,  
4 in force July 1, 1907, this section to read as follows:

Sec. 188a. *Where a bank refuses, through mistake or error and without*  
2 *malice, to pay a check which it should pay, the bank is not liable to the de-*  
3 *positor for such non-payment unless the depositor alleges and proves actual*  
4 *damage by reason of such non-payment and in such event the liability shall*  
5 *not exceed the amount of damage so proved.*





- 1 Introduced by Mr. D. S. Myers, February 10, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

---

## A BILL

For an Act to provide for the construction of a hard-surfaced road adjacent to State property in Pontiac, Illinois, and making an appropriation therefor.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The Department of Public Works and  
3 Buildings shall construct a hard-surfaced road, eighteen feet wide, on the street  
4 or road beginning at a point on Lincoln Street, in the city of Pontiac, at the  
5 center of the intersection of Lincoln and Harvard Streets on the north side  
6 and adjacent to the property of the State of Illinois, known as the Illinois  
7 State Reformatory, and running in a westerly and southerly direction a dis-  
8 tance of three thousand five hundred (3500) feet, more or less, to the south city  
9 limits of the city of Pontiac: from the place of beginning of said road (to be  
10 constructed), to a line one thousand (1000) feet from such place of beginning,  
11 the road shall be constructed of brick, and the remainder thereof shall be con-  
12 structed of concrete.

Sec. 2. The sum of thirty thousand dollars (\$30,000.00), or so much thereof  
2 as may be required, is appropriated to the Department of Public Works and  
3 Buildings for the purpose of carrying out the provisions of this act.

Sec. 3. Upon presentation to the Auditor of Public Accounts of proper  
2 vouchers issued by the Department of Public Works and Buildings and certified  
3 and approved by the Department of Finance, the Auditor of Public Accounts  
4 shall draw his warrants upon the State Treasurer for the sum herein appropri-  
5 ated, or so much thereof as may be necessary, and the State Treasurer shall  
6 pay the same out of any funds in the State Treasury not otherwise appro-  
7 priated.





- 1 Introduced by Mr. W. B. Phillips, February 10, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

---

## A BILL

For an Act to amend Section 246 of Division I of "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 246 of Division I of "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended, is amended to read as follows:

Sec. 246. Robbery is the felonious and violent taking of money, goods or other valuable thing, from the person of another by force or intimidation. Every person guilty of robbery shall be imprisoned in the penitentiary not less than three years nor more than twenty years; or if he is armed with a dangerous weapon, or if he has any confederate present so armed, to aid or abet him, he shall be imprisoned in the penitentiary for any term of years not less than ten years or for life.

8        *Every person who takes money, goods, or any other valuable thing belong-*  
9 *ing to a bank by using force upon, or intimidating, any officer, employe, or*  
10 *agent of such bank, when armed with a pistol or gun shall be imprisoned in the*  
11 *penitentiary for any term of years not less than twenty years or for life.*



1 Introduced by Mr. W. B. Phillips, February 10, 1921.

2 Read by title, ordered printed and referred to Committee on Banks, Banking and  
Building and Loan Associations.

---

## A BILL

For an Act to prevent derogatory statements affecting corporations doing a banking  
or trust business.

---

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Any person who shall wilfully and ma-  
3 liciously make, circulate, or transmit to another or others, any statements, ru-  
4 mor or suggestion, written, printed or by word of mouth, which is directly or by  
5 inference derogatory to the financial condition, or which affects the solvency or  
6 financial standing of any corporation doing a banking or trust business in this  
7 State, or who shall counsel, aid, procure or induce another to start, transmit  
8 or circulate any such statement, rumor or suggestion, shall be punished by a fine  
9 of not more than \$500.00, or by imprisonment in the county jail not exceeding  
10 one year, or both.





1 Adopted March 15, 1921.

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AMENDMENT NO. 3.

Amend House Bill No. 131 by inserting after the word “both” in line 10  
2 the following: “*Provided*, that the truth of said statement, established by the  
3 maker thereof, shall be a complete defense in any prosecution under the provi-  
4 sion of this Act.”

AMENDMENT NO. 4.

Amend House Bill No. 131, Section 1, line 5, by striking out the words “or  
2 which affects” after the word “condition,” and insert in lieu thereof the words  
3 “with intent to affect.”







1 Offered by Mr. Jewell, April 13, 1921.

2 Ordered printed.

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AMENDMENT NO. 1.

Amend House Bill No. 131 in the Senate, by inserting in line number seven

2 after the word "state" the following: "or any building and loan association

3 doing business in this state."





11 Introduced by Mr. W. B. Phillips, February 10, 1921.

2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act to authorize the purchase of a site for, and the erection of an armory  
at Mt. Vernon, Illinois, and making an appropriation therefor.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The Department of Public Works and  
3 Buildings shall select a suitable site for the erection of an armory at Mt. Ver-  
4 non, Illinois, for the use of the military forces of the State of Illinois. Title to  
5 the site so selected shall be taken in the name of the State of Illinois and the  
6 deed thereto shall be filed in the office of the Secretary of State.

Sec. 2. After the title to the site so selected has been acquired, the Depart-  
2 ment of Public Works and Buildings shall cause an armory to be erected on this  
3 site.

Sec. 3. The sum of fifty thousand dollars (\$50,000) is hereby appropriated  
2 to the Department of Public Works and Buildings to carry out the provisions of  
3 this Act.

Sec. 4. This appropriation is subject to the provisions of "An Act in rela-  
2 tion to State finance," approved June 10, 1919, in force July 1, 1919.







- 1 Introduced by Mr. Walters, February 10, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Sections 2, 3, 4 and 5 of "An Act to revise the law in relation to mortgages of real and personal property, approved March 26, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 2, 3, 4 and 5 of "An Act to  
3 revise the law in relation to mortgages of real and personal property," ap-  
4 proved March 26, 1874, in force July 1, 1874, as amended, are amended to read  
5 as follows:

Sec. 2. Such instruments shall be acknowledged before *any officer author-*  
2 *ized by law to take acknowledgments of deeds. However, when the mortgagor*  
3 *resides in a city having a municipal court or city court, such instruments shall*  
4 *be acknowledged before the clerk or a deputy clerk of any municipal or city*  
5 *court in that city.* The acknowledgment may be made either by the mortgagor  
6 or by a person duly authorized by *the* mortgagor to act as his attorney in  
7 fact. The instrument authorizing such acknowledgment shall be substantially  
8 in the following form:

9 I, ....., the mortgagor, do hereby make, constitute  
 10 and appoint.....(name of attorney in fact), my attorney  
 11 in fact, to appear for....., and in.....  
 12 behalf before.....(here give name of officer  
 13 officer and official title before whom the acknowledgment is to be made). and  
 14 acknowledge the execution of the within instrument in my name and for me for  
 15 all purposes as I might do, with the same force and effect.

16 Given under.....hand and seal this.....day of.....,  
 17 A, D. 19.....

18 .....[SEAL.]  
 19 Mortgagor.

20 The certificate of acknowledgment if made by the mortgagor in person shall  
 21 be in the following form:

22 This (name of instrument) was acknowledged before me by (name of  
 23 grantor) (*when memorandum of acknowledgment is made, insert the words*  
 24 “and entered by me”) this.....day of....., 19.....

25 Witness my hand and seal.

26 .....[SEAL.]  
 27 Name of Officer.

28 If the acknowledgment is made by an attorney in fact, the certificate of  
 29 acknowledgment shall be substantially in the following form:

30 This (name of instrument) was acknowledged before me by the within  
 31 named.....by.....(name of attorney),  
 32 attorney in fact for all purposes named in said instrument (*when memorandum*  
 33 *of acknowledgment is made, insert the words “and entered by me”*) this  
 34 .....day of....., 19.....

35 .....[SEAL.]  
 36 Name of Officer.

37 The instrument authorizing the acknowledgment by attorney in fact as  
 38 herein specified, shall be signed by the mortgagor and shall be acknowledged  
 39 before any officer authorized to take acknowledgment of deeds.

Sec. 3. If the acknowledgment is before the clerk or deputy clerk of a municipal or city court, such officer shall enter in his docket or in some book kept for that purpose, a memorandum thereof substantially as follows:

A. B. (name of mortgagor) to C. D. (name of mortgagee); mortgage of (here insert description of the property as in the mortgage).

Acknowledged this.....day of....., A. D. 19....

Sec. 4. Such mortgage, trust deed or other conveyance of personal property acknowledged as provided in this Act shall be admitted to record by the recorder of the county in which the mortgagor shall reside at the time when the instrument is executed and recorded, or in case the mortgagor is not a resident of this State, then in the county where the property is situated and kept, and shall thereupon, *if bona-fide*, be good and valid from the time it is filed for record until *ninety days* after the maturity of the entire debt or obligation or *until ninety days after an extension of the time of payment* thereof made as hereinafter provided: *Provided*, that such maturity shall not exceed three years from the filing of such instrument for record unless within ninety days after the expiration of said three years, or if the debt or obligations matures within such three years, then within ninety days after the maturity of said debt or obligation, the mortgagor and mortgagee, his, her, its or their agent or agents, attorney or attorneys shall file for record in the office of the recorder of deeds of the county where the original mortgage is recorded, an affidavit setting forth particularly the interest which the mortgagee has by virtue of such mortgage in the property therein mentioned, and if such mortgage is for the payment of money, the amount remaining unpaid thereon, and the time when the same will become due by extension or otherwise; which affidavit shall be recorded by such recorder, and thereupon the mortgage lien originally acquired shall be continued and extended until ninety days after the expiration of such period of extension of the time of payment: *Provided*, such extension of the time of payment shall not exceed one year from the filing of such affidavit.

Sec. 5. A copy of any mortgage or other instrument, acknowledged, filed  
2 and recorded as aforesaid, including any affidavits annexed thereto, in pursu-  
3 ance of this Chapter, certified by the proper recorder, from the records thereof,  
4 and also any copies of such affidavits filed with the *officer* before whom such  
5 mortgage or other instrument was acknowledged, or his successor in office, in  
6 pursuance of this chapter, may be read in evidence in like cases, and upon the  
7 same conditions as copies of deeds and conveyances of lands so certified.



1 Adopted April 28, 1921.

AMENDMENT NO. 8.

Amend House Bill No. 133 by striking out in line 2 of Section 1 after the  
2 word "sections" the figures "2, 3,"







- 1 Introduced by Mr. Baker, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

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### MEMORANDUM.

This Act amends the law in relation to township insurance companies.

- 2 There are several other acts relating to mutual insurance companies and we
- 3 are uncertain which one you intended to amend. We would suggest that you
- 4 determine which Act you desire to amend and if we have not covered the Act
- 5 which you had in mind we will draw another bill.

### A BILL

For an Act to amend Section 8 of "An Act to revise the law in relation to township insurance companies," approved March 24, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 8 of "An Act to revise the law  
3 in relation to township insurance companies," approved March 24, 1874, in  
4 force July 1, 1874, as amended, is amended to read as follows:

5 Such companies may issue policies only on detached dwellings, barns (ex-  
6 cept livery, boarding and hotel barns) and other farm buildings, school houses

7 and churches, and such property as may be properly contained therein; also  
8 other property on the premises and owned by the insured; also live stock (hay  
9 and grain in the stack) on the premises of the insured and anywhere in the  
10 territory of the company, for any time not exceeding five years and not to ex-  
11 tend beyond the limited duration of the charter and for an amount not to  
12 exceed *ten thousand dollars (\$10,000.00)* on any one risk. Said policies may  
13 cover loss of or damage to live stock, harness and vehicles temporarily taken  
14 from the territory of the company: *Provided*, said live stock, harness and  
15 vehicles be not removed to exceed twenty-five miles from the territory of the  
16 company. Such companies may underwrite or reinsure the whole or any part  
17 of the risks of other township fire insurance companies, and may reinsure the  
18 whole or any part of their risks in other township fire insurance companies  
19 organized under this Act.

20 All persons so insured shall give their obligations to the company, binding  
21 themselves, their heirs, and assigns to pay their pro rata share to the company  
22 of the necessary expenses, and of all losses by fire or lightning which may be  
23 sustained by any member thereof during the time for which their respective  
24 policies are written, and they shall also, at the time of the effecting of the insur-  
25 ance, pay such percentage in cash and such other charge as may be required  
26 by the rules and by-laws of the company.



1 Introduced by Mr. Berry, February 15, 1921.

2 Read by title, ordered printed, and referred to Committee on Elections.

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## A BILL

For an Act to amend Section three (3) of an Act regulating the registration of voters in cities of more than 150,000 inhabitants having a board of election commissioners, and in incorporated towns under the jurisdiction of such board of election commissioners. (Filed June 28, 1917, in force July 1, 1917.)

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section three (3) of an act entitled an act regulating the registration of voters in cities of more than 150,000 inhabitants having a board of election commissioners, and in incorporated towns under the jurisdiction of such board of election commissioners, (filed June 28, 1917, in force July 1, 1917) is amended to read as follows:

5. Under the column "above the age of 21," the age of the applicant, or the approximate age of the applicant, or the answer of the applicant as "legal age." Under "Naturalized," the word "Yes," or the word "No," according to the fact stated. No person qualified to register shall be denied registration who answers "upwards of twenty-one (21) years in the United States" and "legal age" and such answers shall be sufficient for registration.







- 1 Introduced by Mr. Berry, February 15, 1921.
- 2 Read by title; ordered printed and referred to Committee on Elections.

## A BILL

*For an Act to amend an Act entitled, "An Act in regard to elections and to provide for filling vacancies in elective offices," approved April 3, 1872, in force July 1, 1872, as subsequently amended, and amended and approved February 27, 1917, by amending section sixty-three (63) thereof.*

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act entitled, "An Act in regard  
3 to elections and to provide for filling vacancies in elective offices," approved  
4 April 3, 1872, in force July 1, 1872, as subsequently amended, and amended and  
5 approved February 27, 1917, be and the same is hereby amended by amending  
6 section sixty-three (63), so that the said section, when amended, shall read as  
7 follows:

Sec. 63. All judges and clerks of elections in counties of the first and  
2 second class shall be allowed the sum of five (\$5.00) dollars per day for their  
3 services: *Provided*, that in all cities in such counties under the jurisdiction of  
4 a board of election commissioners, the judges and clerks of election shall be

5 allowed for their services as such, eight (\$8.00) dollars per day, and judges  
6 and clerks of election in counties of the third class, shall be allowed the sum of  
7 eight (\$8.00) dollars per day for their services, and each polling place proprie-  
8 tor shall be allowed the sum of ten (\$10.00) dollars for the use of the premises  
9 for each regular election and for each primary, and eight (\$8.00) dollars for  
10 each registration and revision: *Provided*, that all judges and clerks of election  
11 in cities having a population of five hundred thousand inhabitants or over, shall  
12 be allowed the sum of ten (\$10.00) dollars for their services for each regular  
13 election and for each primary, and eight (\$8.00) dollars for each registration  
14 and revision, and each polling place proprietor shall be allowed the sum of ten  
15 (\$10.00) dollars for the use of the premises for each regular election and for  
16 each primary and eight (\$8.00) dollars for each registration and revision.



- 1 Introduced by Mr. Berry, February 15, 1921.
- 2 Read by title, ordered printed, and referred to Committee on Elections.

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## A BILL

For an Act to amend an Act regulating the holding of elections and declaring the result thereof in cities, villages and incorporated towns in this State (approved June 19, 1885, in force July 1, 1885, as amended).

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That section three (3) of Article 3 of an  
3 act entitled an act regulating the holding of elections and declaring the results  
4 thereof in cities, villages and incorporated towns in this State, approved June  
5 19, 1885, in force July 1, 1885, as amended, is amended to read as follows:  
6 Fifth: Under the column "AGE," the age of the applicant, or the approxi-  
7 mate age of the applicant, or the answer of the applicant as "legal age." Under  
8 "Naturalized," the word "Yes," according to the fact stated. No person quali-  
9 fied to register shall be denied registration who answers "upwards of twenty-  
10 one (21) in the United States" and "legal age" and such answers shall be suffi-  
11 cient for registration.



- 1 Introduced by Mr. Bippus, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and  
Transportation.

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## A BILL

For an Act to amend Section 1 of Article V of an Act entitled, "An Act to provide for the incorporation of cities and villages," approved April 10, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 1 of Article V of an Act  
3 entitled, "An Act to provide for the incorporation of cities and villages," ap-  
4 proved April 10, 1872, in force July 1, 1872, as amended, be and the same is  
5 hereby further amended so as to read as follows:

Section 1. The city council, and the president and the board of trustees  
2 in villages, shall have the following powers:

3 First. To control the finances and corporate property of the corporation.

4 Second. To appropriate money for corporate purposes only, and provide  
5 for payment of debts and expenses of the corporation.

6 Third. To levy and collect taxes for general and special purposes on real  
7 estate and personal property.



8 Fourth. To fix the amount, terms and manner of issuing and devoking  
9 licenses.

10 Fifth. To borrow money on the credit of the corporation for corporate  
11 purposes, and issue bonds therefor, in such amounts and form, and on such con-  
12 ditions as it shall prescribe, but shall not become indebted in any manner or  
13 for any purpose to an amount, including existing indebtedness, in the aggregate  
14 to exceed five (5) per centum on the value of the taxable property therein, to be  
15 ascertained by the last assessment for the State and county taxes previous to  
16 the incurring of such indebtedness; and before or at the time of incurring any  
17 indebtedness, shall provide for the collection of a direct annual tax sufficient to  
18 pay the interest on such debt as it falls due, and also to pay and discharge  
19 the principal thereof within twenty years after contracting the same.

20 Sixth. To issue bonds in place of or to supply means to meet maturing  
21 bonds, or for the consolidation or funding of the same.

22 Seventh. To lay out, to establish, open, alter, widen, extend, grade, pave  
23 or otherwise improve streets, alleys, avenues, sidewalks, wharves, parks and  
24 public grounds, and vacate the same.

25 Eighth. To plant trees upon the same.

26 Ninth. To regulate the use of the same.

27 Tenth. To prevent and remove encroachments or obstructions upon the  
28 same.

29 Eleventh. To provide for the lighting of the same.

30 Twelfth. To provide for the cleansing of the same.

31 Thirteenth. To regulate the openings therein for the laying of gas or  
32 water mains and pipes, and the building and repairing of sewers, tunnels and  
33 drains, and erecting gas lights: *Provided, however,* that any company hereto-  
34 fore organized under the general laws of this State, or any association of per-  
35 sons organized or which may be hereafter organized for the purpose of manu-  
36 facturing illuminating gas to supply cities or villages, or the inhabitants there-  
37 of, with the same, shall have the right by consent of the city council (subject

38 to existing rights), to erect gas factories and lay down pipes in the streets  
39 or alleys of any city or village in this State, subject to such regulations as any  
40 such city or village may by ordinance impose.

41 Fourteenth. To regulate the use of sidewalks and all structures there-  
42 under; and to require the owner or occupant of any premises to keep the side-  
43 walks in front of, or along the same, free from snow and other obstruction.

44 Fifteenth. To regulate and prevent the throwing or depositing of ashes,  
45 offal, dirt, garbage, or any offensive matter in, and to prevent injury to, any  
46 street, avenue, alley or public ground.

47 Sixteenth. To provide for and regulate crosswalks, curbs and gutters.

48 Seventeenth. To regulate and prevent the use of streets, sidewalks, and  
49 public grounds for signs, sign posts, awnings, awning posts, telegraph poles,  
50 horse troughs, racks, posting hand bills and advertisements.

51 Eighteenth. To regulate and prohibit the exhibition or carrying of banners,  
52 placards, advertisements or hand bills in the streets or public grounds, or upon  
53 the sidewalks.

54 Nineteenth. To regulate and prevent the flying of flags, banners, or signs  
55 across the streets or from houses.

56 Twentieth. To regulate traffic and sales upon the streets, sidewalks and  
57 public places.

58 Twenty-first. To regulate the speed of horses and other animals, vehicles,  
59 cars and locomotives within the limits of the corporation.

60 Twenty-second. To regulate the numbering of houses and lots.

61 Twenty-third. To name and change the name of any street, avenue, alley  
62 or other public place.

63 Twenty-fourth. To permit, regulate or prohibit the locating, constructing  
64 or laying tracks of any horse or electric railroad in any street, alley or public  
65 place; but such permission shall not be for a longer time than for twenty years.

66 Twenty-fifth. To provide for and change the location, grade and crossing  
67 of any railroad.

68       Twenty-sixth. To require railroad companies to fence their respective  
69 railroads, or any portion of the same, and to construct cattle guards at cross-  
70 ings of streets and public roads, and keep the same in repair, within the limits  
71 of the corporation. In case any railroad company shall fail to comply with any  
72 such ordinance, it shall be liable for all damages the owner of any cattle or  
73 horses or other domestic animal may sustain by reason of injuries thereto  
74 while on the tracks of such railroad, in like manner and extent as under the  
75 general laws of this State relative to the fencing of railroads; and actions to  
76 recover damages may be instituted before any justice of the peace or other  
77 court of competent jurisdiction.

78       Twenty-seventh. To require railroad companies to keep flagmen at rail-  
79 road crossings of streets, and provide protection against injury to persons and  
80 property in the use of such railroads. To compel such railroads to raise or  
81 lower their railroad tracks to conform to any grade which may, at any time,  
82 be established by said city, and where such tracks run lengthwise of any street,  
83 alley or highway, to keep their railroad tracks on a level with the street sur-  
84 face and so that such tracks may be crossed at any place on such street, alley  
85 or highway. To compel and require railroad companies to make and keep  
86 open and to keep in repair ditches, drains, sewers and culverts along and under  
87 their railroads tracks so that filthy or stagnant pools of water cannot stand on  
88 their grounds or right of way, and so that the natural drainage of adjacent  
89 property shall not be impeded.

90       Twenty-eighth. To construct and keep in repair bridges, viaducts and  
91 tunnels, and to regulate the use thereof.

92       Twenty-ninth. To construct and keep in repair culverts, drains, sewers  
93 and cess pools and to regulate the use thereof.

94       Thirtieth. To deepen, widen, dock, cover, wall, alter or change channel of  
95 water courses.

96       Thirty-first. To construct and keep in repair canals and slips for the  
97 accommodation of commerce.



98       Thirty-second. To erect and keep in repair public landing places, wharves,  
99 docks and levees.

100       Thirty-third. To regulate and control the use of public and private land-  
101 ing places, wharves, docks and levees.

102       Thirty-fourth. To control and regulate the anchorage, moorage and land-  
103 ing of all water craft and their cargoes within the jurisdiction of the corpora-  
104 tion.

105       Thirty-fifth. To license, regulate and prohibit wharf boats, tugs and other  
106 boats used about the harbor, or within such jurisdiction.

107       Thirty-sixth. To fix the rate of wharfage and dockage.

108       Thirty-seventh. To collect wharfage and dockage from all boats, rafts or  
109 other craft landing at or using any public landing place, wharf, dock or levee  
110 within the limits of the corporation.

111       Thirty-eighth. To make regulations in regard to use of harbors, towing  
112 of vessels, opening and passing bridges.

113       Thirty-ninth. To appoint harbor masters and define their duties.

114       Fortieth. To provide for the cleansing and purification of waters, water-  
115 courses and canals, and the draining or filling of ponds on private property,  
116 whenever necessary to prevent or abate nuisances.

117       Forty-first. To license, tax, regulate, suppress and prohibit hawkers,  
118 peddlers, pawnbrokers, keepers of ordinaries, theatricals and other exhibi-  
119 tions, shows and amusements, and to revoke such licenses at pleasure.

120       Forty-second. To license, tax and regulate hackmen, draymen, omnibus  
121 drivers, carters, cabmen, porters, expressmen and all others pursuing like  
122 occupations, and to prescribe their compensation.

123       Forty-third. To license, regulate, tax and restrain runners for stages,  
124 cars, public houses, or other things or persons.

125       Forty-fourth. To license, regulate, tax or prohibit and suppress billiard,  
126 bagatelle, pigeon-hole or any other tables or implements kept or used for a  
127 similar purpose in any place of public resort, pin alleys and ball alleys.

128       Forty-fifth. To suppress bawdy and disorderly houses; houses of ill-fame  
 129 or assignation, within the limits of the city and within three miles of the outer  
 130 boundaries of the city; and also to suppress gaming and gambling houses, lot-  
 131 teries, and all fraudulent devices and practices for the purpose of gaining or  
 132 obtaining money or property; and to prohibit the sale or exhibition of obscene  
 133 or immoral publications, prints, pictures or illustrations.

134       Forty-sixth. To license, regulate and prohibit the selling or giving away  
 135 of any intoxicating, malt, vinous, mixed or fermented liquor, the license not to  
 136 extend beyond the municipal year in which it shall be granted, and to deter-  
 137 mine the amount to be paid for such license: *Provided*, that the city council in  
 138 cities, or presidents and boards of trustees in villages, may grant permits to  
 139 druggists for the sale of liquors for medicinal, mechanical, sacramental and  
 140 chemical purposes only, subject to forfeiture, and under such restrictions and  
 141 regulations as may be provided by ordinance: *Provided, further*, that in grant-  
 142 ing licenses, such corporate authorities shall comply with whatever general  
 143 laws of the State may be in force relative to the granting of licenses.

144       Forty-seventh. The foregoing shall not be construed to affect the pro-  
 145 visions of the charter of any literary institution heretofore granted.

146       Forty-eighth. And the city council in cities, and president and board of  
 147 trustees in villages, shall also have the power to forbid and punish the selling or  
 148 giving away of any intoxicating, malt, vinous, mixed or fermented liquor to  
 149 any minor, apprentice or servant, or insane, idiotic or distracted person, habit-  
 150 ual drunkard, or person intoxicated.

151       Forty-ninth. To establish markets and market-houses, and provide for the  
 152 regulation and use thereof.

153       Fiftieth. To regulate the sale of meats, poultry, fish, butter, cheese, lard,  
 154 vegetables, and all other provisions, and to provide for place and manner of  
 155 selling the same and to control the location thereof.

156       Fifty-first. To prevent and punish forestalling and regrating.



157 Fifty-second. To regulate the sale of bread in the city or village; prescribe  
158 the weight and quality of bread in the loaf.

159 Fifty-third. To provide for and regulate the inspection of meats, poultry,  
160 fish, butter, cheese, lard, vegetables, cotton, tobacco, flour, meal and other  
161 provisions.

162 Fifty-fourth. To regulate the inspection, weighing and measuring of brick,  
163 lumber, firewood, coal, hay, and any article of merchandise.

164 Fifty-fifth. To provide for the inspection and sealing of weights and  
165 measures.

166 Fifty-sixth. To enforce the keeping and use of proper weights and meas-  
167 ures by vendors.

168 Fifty-seventh. To regulate the construction, repairs, and use of vaults,  
169 cisterns, areas, hydrants, pumps, sewers and gutters.

170 Fifty-eighth. To regulate places of amusement.

171 Fifty-ninth. To prevent intoxication, fighting, quarreling, dog fights, cock  
172 fights, and all disorderly conduct.

173 Sixtieth. To regulate partition fences and party walls.

174 Sixty-first. To prescribe the thickness, strength, and manner of construct-  
175 ing stone, brick and other buildings and construction of fire escapes thereon.

176 Sixty-second. The city council, and the president and trustees in villages,  
177 for the purpose of guarding against the calamities of fire, shall have power to  
178 prescribe the limits within which wooden buildings shall not be erected or  
179 placed, or repaired, without permission, and to direct that all and any build-  
180 ings within the fire limits, when the same shall have been damaged by fire, decay  
181 or otherwise to the extent of fifty per cent of the value, shall be torn down or  
182 removed and to prescribe the manner of ascertaining such damage.

183 Sixty-third. To prevent the dangerous construction and condition of  
184 chimneys, fireplaces, hearths, stoves, stove-pipes, ovens, boilers, and apparatus  
185 used in and about any building and manufactory, and to cause the same to be  
186 removed or placed in a safe condition, when considered dangerous; to regu-

187 late and prevent the carrying on of manufactories dangerous in causing and  
188 promoting fires; to prevent the deposit of ashes in unsafe places, and to cause  
189 all such buildings and enclosures as may be in a dangerous state to be put in  
190 a safe condition.

191       Sixty-fourth. To erect engine houses, and provide fire engines, hose carts,  
192 hooks and ladders, and other implements for prevention and extinguishment of  
193 fires, and provide for the use and management of the same by voluntary fire  
194 companies or otherwise.

195       Sixty-fifth. To regulate and prevent storage of gunpowder, tar, pitch,  
196 resin, coal oil, benzine, turpentine, hemp, cotton, nitroglycerine, petroleum, or  
197 any of the products thereof, and other combustible or explosive material, and  
198 the use of lights in stables, shops, and other places, and the building of bon-  
199 fires; also to regulate, restrain and prohibit the use of fireworks, firecrackers,  
200 torpedoes, Roman candles, skyrockets, and other pyrotechnic displays.

201       Sixty-sixth. To regulate the police of the city or village and pass and en-  
202 force all necessary police ordinances.

203       Sixty-seventh. To provide for the inspection of steam boilers.

204       Sixty-eighth. To prescribe the duties and powers of a superintendent of  
205 police, policemen and watchmen.

206       Sixty-ninth. To establish and erect calabooes, bridewells, houses of  
207 correction and workhouses for the reformation and confinement of vagrants,  
208 idle and disorderly persons, and persons convicted of violating any city or  
209 village ordinance, and make rules and regulations for the government of the  
210 same, and appoint necessary keepers and assistants.

211       Seventieth. To use the county jail for the confinement or punishment of  
212 offenders, subject to such conditions as are imposed by law, and with the con-  
213 sent of the county board.

214       Seventy-first. To provide by ordinance in regard to the relation between  
215 all the officers and employees of the corporation in respect to each other, the  
216 corporation and the people.

- 217      Seventy-second. To prevent, and suppress riots, routs, affrays, noises,  
218 disturbances, disorderly assemblies in any public or private place.
- 219      Seventy-third. To prohibit and punish cruelty to animals.
- 220      Seventy-fourth. To restrain and punish vagrants, mendicants and prosti-  
221 tutes.
- 222      Seventy-fifth. To declare what shall be a nuisance, and to abate the same;  
223 and to impose upon parties who may create, continue or suffer nuisances to  
224 exist.
- 225      Seventy-sixth. To appoint a board of health, and prescribe its powers and  
226 duties.
- 227      Seventy-seventh. To erect and establish hospitals and medical dispen-  
228 saries and to regulate hospitals, medical dispensaries, sanatoria and undertak-  
229 ing establishments, and to direct the location thereof.
- 230      Seventy-eighth. To do all acts, make all regulations which may be neces-  
231 sary or expedient for the promotion of health or the suppression of disease.
- 232      Seventy-ninth. To establish and regulate cemeteries within or without the  
233 corporation, and acquire lands therefor, by purchase or otherwise, and cause  
234 cemeteries to be removed, and prohibit their establishment within one mile of  
235 the corporation.
- 236      Eightieth. To regulate, restrain and prohibit the running at large of  
237 horses, cattle, swine, sheep, goats, geese and dogs, and to impose a tax on dogs.
- 238      Eighty-first. To direct the location and regulate the management and con-  
239 struction of packing houses, renderies, tallow chandleries, bone factories, soap  
240 factories, and tanneries, within the limits of the city or village, and within the  
241 distance of one mile without the city or village limits.
- 242      Eighty-second. To control the location and regulate the use and construc-  
243 tion of breweries, distilleries, livery, boarding or sale stables, wagon repair  
244 shops, blacksmith shops, foundries, machine shops, public garages, private  
245 garages and stables designed for the use of five or more vehicles, hangars,  
246 laundries, bathing beaches, brick yards, planing mills, flour mills, box factor-



247 ies, lead factories, steel factories, iron factories, ice plants, either for the  
248 manufacturing or storing of ice, factories or other manufacturing establish-  
249 ments using machinery or emitting offensive or noxious fumes, odors, or noises,  
250 and storage warehouses, within the limits of the city or village: *provided*, that  
251 this clause shall not be construed to require the removal of any of the above  
252 enumerated buildings from any location which they may lawfully occupy at  
253 the time of the passage of any ordinance hereunder.

254       Eighty-third. To prohibit any offensive or unwholesome business or es-  
255 tablishment within or within one mile of the limits of the corporation.

256       Eighty-fourth. To compel the owner of any grocery, cellar, soap or tallow  
257 chandlery, tannery, stable, pigsty, privy, sewer, or other unwholesome or  
258 nauseous house or place, to cleanse, abate or remove the same, and to regulate  
259 the location thereof.

260       Eighty-fifth. The city council, or trustees of a village, shall have power to  
261 provide for the taking of the city or village census; but no city or village  
262 census shall be taken by authority of the council or trustees oftener than once  
263 three years.

264       Eighty-sixth. To provide for the erection and care of all public buildings  
265 necessary for the use of the city or village.

266       Eighty-seventh. To establish ferries, toll bridges and license and regulate  
267 the same, and from time to time to fix tolls thereon.

268       Eighty-eighth. To authorize the construction of mills, mill-races and  
269 feeders on, through or across the streets of the city or village, at such places  
270 and under such restrictions as they shall deem proper.

271       Eighty-ninth. The city council shall have power, by condemnation or other-  
272 wise, to extend any street, alley or highway over or across, or to construct any  
273 sewer under or through any railroad track, right of way or land of any railroad  
274 company (within the corporate limits); but where no compensation is made to  
275 such railroad company the city shall restore such railroad track, right of way

276 or land to its former state, or in a sufficient manner not to have impaired its  
277 usefulness.

278     Ninetieth. The city council or board of trustees shall have no power to  
279 grant the use of or the right to lay down any railroad tracks in any street of the  
280 city to any steam, dummy, electric, cable, horse or other railroad company,  
281 whether the same shall be incorporated under any general or special law of the  
282 State, now or hereafter in force, except upon the petition of the owners of the  
283 land representing more than one-half of the frontage of the street, or so much  
284 thereof as is sought to be used for railroad purposes, and when the street or  
285 part thereof sought to be used shall be more than one mile in extent, no petition  
286 of land owners shall be valid unless the same shall be signed by the owners of  
287 the land representing more than one-half of the frontage of each mile and of  
288 the fraction of a mile, if any, in excess of the whole miles, measuring from the  
289 initial point named in such petition, of such street or of the part thereof sought  
290 to be used for railroad purposes.

291     Ninety-first. To tax, license and regulate auctioneers, distillers, breweries,  
292 lumber yards, livery stables, public scales, ice cream parlors, coffee houses,  
293 detective agencies, private detectives, money changers and brokers.

294     Ninety-second. To prevent and regulate the rolling of hoops, playing of  
295 ball, flying of kites, or any other amusement or practice having a tendency to  
296 annoy persons passing in the streets or on the sidewalks, or to frighten teams  
297 and horses.

298     Ninety-third. To regulate and prohibit the keeping of any lumber or coal  
299 yard, and the placing or piling or selling any lumber, timber, wood, coal, or  
300 other combustible material within the limits of the city or village: *Provided*,  
301 that this clause shall not be construed to require the removal of any lumber  
302 or coal yard from any location which it lawfully occupies at the time of the  
303 passage of any ordinance hereunder.



304       Ninety-fourth. To provide by ordinance, that all the paper, printing, sta-  
 305 tionery blanks, fuel, and all the supplies needed for the use of the city, shall be  
 306 furnished by contract, let to the lowest bidder.

307       Ninety-fifth. To tax, license and regulate second-hand and junk stores and  
 308 yards, and to forbid their purchasing or receiving from minors without the  
 309 written consent of their parents or guardians, any article whatsoever, and to  
 310 direct the location thereof.

311       Ninety-sixth. To direct, license and control all wagons and other vehicles  
 312 conveying loads within the city, or any particular class of such wagons, and  
 313 other vehicles, and prescribe the width and tire of the same, the license fee when  
 314 collected to be kept as a separate fund and used only for paying the cost and  
 315 expense of street or alley improvement or repair.

316       Ninety-seventh. To acquire, in the manner now or hereafter provided by  
 317 law for the taking of private property for public use, private lands bordering  
 318 upon the public or navigable waters, useful, desirable or advantageous for bath-  
 319 ing beaches and recreation piers.

320       *Ninety-eighth. To control, regulate and govern every public utility with*  
 321 *respect to the service rendered by it within any city or village and the rates*  
 322 *and compensation charged by such utility for such service; a public utility*  
 323 *being hereby defined to be any corporation, company, association, joint stock*  
 324 *company or association, firm, partnership or individual, their lessees, trustees*  
 325 *or receivers appointed by any court whatsoever, that now or hereafter may*  
 326 *own, control or operate within any such city or village directly or indirectly for*  
 317 *public use any plant, equipment or property used or to be used for or in con-*  
 318 *nection with the transportation of persons or property or the transmission of*  
 319 *telegraph or telephone messages between points within any such city or village;*  
 320 *or for the production, storage, transmission, sale, delivery or furnishing within*  
 321 *any such city or village of heat, cold, light, power, electricity or water; or for*  
 322 *the conveyance within any such city or village of oil or gas by pipe line; or*  
 323 *for the storage or warehousing of gas within any such city or village, or for*

324 the conduct of the business of a wharfinger within any such city or village or  
325 that may own, or control any franchise, license, permit or right to engage in  
326 any such business: Provided, however, that this Act shall not apply to, con-  
327 trol, regulate and govern any transportation district which may hereafter be  
328 formed under an Act entitled, "An Act to provide for the creation of local  
329 transportation districts; for the election of trustees of such districts by the  
330 legal voters thereof; for the acquisition by such transportation districts of a  
331 system or systems of local transportation, by condemnation, lease, purchase,  
332 construction or otherwise, and for the operation thereof under direction of  
333 trustees so elected, and to provide for the raising of revenue therefor," ap-  
334 proved \_\_\_\_\_, in force \_\_\_\_\_, or any amendment thereto. Every  
335 rule, regulation and order of the city council in cities or of the president and  
336 board of trustees in villages affecting the service of any public utility or the  
337 compensation or rates charged or received therefor shall be prima facie right,  
338 proper and correct; and it shall be the duty of all courts, on the application of  
339 any city or village or of any person, firm or corporation interested therein,  
340 to enforce such rule, order or regulation speedily and without delay; and no  
341 court shall set aside, enjoin or in any way interfere with any such rule, order  
342 or regulation, except to enforce the same, unless and until such court shall have  
343 made and entered of record, after a full and final hearing, its finding, based  
344 upon evidence heard by it, that such rule, order or regulation is illegal or  
345 confiscatory.

346       Ninety-ninth. To adopt, use and employ, in and about controlling, regu-  
347 lating and governing any such public utility, the provisions of an Act entitled,  
348 "An Act to regulate public utilities and to repeal an Act entitled, 'An Act to  
349 regulate public utilities,' approved June 30, 1913, in force January 1, 1914,"  
350 approved \_\_\_\_\_, in force \_\_\_\_\_, and all amendments thereto, so  
351 far as the same may be applicable: Provided, that such city council in cities  
352 or president and board of trustees in villages shall in each case give not less

353 *than ten days' notice of its election so to adopt, use and employ the provisions*  
 354 *of said Act to the utility to be affected thereby.*

355 *One Hundredth. To determine what public utilities may furnish service*  
 356 *in any such city or village and the terms and conditions upon which they may*  
 357 *do so.*

358 *One Hundred and First. To make and enter into a valid and binding con-*  
 359 *tract or binding contracts with any public utility whereby the rates and com-*  
 360 *pensation to be charged and received by such utility shall be fixed for a*  
 361 *definite term of years not longer than twenty years and the power of the*  
 362 *State and also the power of any such city or village to alter, change or modify*  
 363 *such rates and compensation shall be suspended for such term of years.*

364 *One Hundred and Second. To ratify and approve any contract or con-*  
 365 *tracts heretofore made and entered into by any such city or village with any*  
 366 *public utility with respect to the rates and compensation to be charged and*  
 367 *received by such utility; and upon any such contract being so ratified and*  
 368 *approved the same shall be and become a valid and binding contract fixing the*  
 369 *rates and compensation to be charged and received by such utility for the un-*  
 370 *expired part of the term of such contract or contracts and suspending the*  
 371 *power of the State and also the power of such city or village to alter, change*  
 372 *or modify such rates and compensation for such unexpired part of the term of*  
 373 *such contract or contracts.*

374 *One Hundred and Third. To inspect, license and regulate the sale and*  
 375 *installation of electrical devices and electrical apparatus.*

376 *One Hundred and Fourth. To pass all ordinances, rules and make all regu-*  
 377 *lations, proper or necessary, to carry into effect the powers granted to cities*  
 378 *or villages, with such fines or penalties as the city council or board of trustees*  
 379 *shall deem proper: Provided, no fine or penalty shall exceed \$200.00 and no*  
 380 *imprisonment shall exceed six months for one offense.*





1 Introduced by Mr. Brinkman, February 15, 1921.

2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend Section 1 of an Act entitled, "An Act to revise the law in relation to the vacation of streets and alleys," approved March 24, 1874, in force July 1, 1874.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 1 of an Act entitled, "An  
3 Act to revise the law in relation to the vacation of streets and alleys," approved  
4 March 24, 1874, in force July 1, 1874, be and the same is hereby amended to  
5 read as follows:

Section 1. *Be it enacted by the People of the State of Illinois, represented*  
2 *in the General Assembly:* That no city council of any city, or board of trustees  
3 of any village or town, whether incorporated by special Act or under any gen-  
4 eral law, shall have the power to vacate or close any street or alley, or any por-  
5 tion of the same, except upon a three-fourths majority of all the aldermen  
6 of the city or trustees of the village or town authorized by law to be elected;  
7 such vote to be taken by ayes and noes, and entered on the records of council

8 or board. And when property is damaged by the vacation or closing of any  
9 street or alley, the same shall be ascertained and paid as provided by law. *The*  
10 *party at whose request or for whose benefit such vacation is made may be re-*  
11 *quired by the city council or board of trustees, as the case may be, to pay a*  
12 *sum fixed by it to defray the cost of making such vacation and to insure such*  
13 *city, village or town against loss on account of actions for damages growing out*  
14 *of such vacation, and when such sum has been paid the party paying same*  
15 *shall not have the right to maintain an action for the return of the money so*  
16 *paid unless he restores the street or alley vacated at his request or for his bene-*  
17 *fit to the condition it was before its vacation and opens it to public use. A re-*  
18 *cital in an ordinance authorizing the vacation of a street or alley or any por-*  
19 *tion of same to the effect that such street or alley or portion of same is no*  
20 *longer required for public use and that the public interest will be subserved by*  
21 *its vacation shall be deemed conclusive.*





1 Adopted April 6, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 139 by inserting immediately preceding the word  
2 “shall” in line 4 of the amended Section 1 of said bill, as printed, the fol-  
3 lowing:

4 “and no council in any city or village operating under the commission form  
5 of government.”

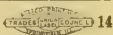
AMENDMENT NO. 2.

Amend House Bill No. 139 by inserting the following after the word  
2 “town” in line 6 of the amended section 1 in the printed bill: “or commissioners  
3 of the city or village operating under the commission form of government.”

AMENDMENT NO. 3.

Amend House Bill No. 139 by inserting the words “or village” after the  
2 word “city” in line 11 of page 2 of the printed bill.





- 1 Introduced by Mr. Brinkman, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to repeal an Act entitled, "An Act requiring custodians of public moneys to file and publish statements of the receipts and disbursements thereof, and to repeal an Act entitled, 'An Act to require officers having in their custody public funds to prepare and publish an annual statement of the receipt and disbursement of such funds,' approved May 30, 1881, in force July 1, 1881, and amendments thereto," approved June 24, 1919, in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act entitled, "An Act requiring  
3 custodians of public moneys to file and publish statements of the receipts and  
4 disbursements thereof, and to repeal an Act entitled, 'An Act to require officers  
5 having in their custody public funds to prepare and publish an annual state-  
6 ment of the receipt and disbursement of such funds,' approved May 30, 1881,  
7 in force July 1, 1881, and amendments thereto," approved June 24, 1919, in  
8 force July 1, 1919, be and the same is hereby repealed.





1 Introduced by Mr. Byers, February 15, 1921.

2 Read by title, ordered printed and referred to Committee on Banks, Banking  
and Building and Loan Associations.

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## A BILL

For an Act fixing the liability of a bank to its depositor for payment of forged  
or raised checks.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* No bank, banking association or trust  
3 company, which has paid and charged to the account of a depositor any money on  
4 a forged or raised check issued in the name of said depositor shall be liable to  
5 said depositor for the amount paid thereon unless either (1) within one year  
6 after notice to said depositor that the vouchers representing payments charged  
7 to the account of said depositor for the period during which such payment was  
8 made are ready for delivery, or (2) in case no such notice has been given, within  
9 one year after the return to said depositor of the voucher representing such  
10 payment, said depositor shall notify the bank that the check so paid is forged  
11 or raised.

Sec. 2. The notice referred to in the preceding section may be given by  
2 mail to said depositor at his last known address with postage prepaid.







1 Adopted March 24, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 141, by striking out in line 1 of Section 2, the word  
2 “may” and inserting in lieu thereof the word “shall.”

AMENDMENT NO. 2.

Amend House Bill No. 141, by striking out in line 2, Section 2, the word  
2 “mail” and inserting in lieu thereof the words “registered mail with return  
3 receipt demanded.”





- 1 Introduced by Mr. Cruden, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Elections.

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## A BILL

For an Act to amend Section 2 and the title of "An Act providing for an expression of opinion by electors on questions of public policy at any general or special election," approved May 11, 1901, in force July 1, 1901.

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SECTION 1. *Be it enacted by the People of The State of Illinois,*  
2 *represented in the General Assembly:* Section 2 of "An Act providing for an  
3 expression of opinion by electors on questions of public policy at any general or  
4 special election," approved May 11, 1901, in force July 1, 1901, is amended to  
5 read as follows:

Sec. 2. Every question submitted to electors shall be printed in plain,  
2 prominent type; upon a separate ballot in form required by law the same as a  
3 constitutional amendment or other public measure proposed to be voted upon  
4 by the people. *When, at the same election at which a question is submitted to the*  
5 *electors, the names of candidates for any office are voted upon, the ballots for*  
6 *or against any question so submitted shall always be canvassed, counted and*  
7 *tallied after the names of candidates for any office.*

Sec. 2. The title of said Act is amended to read as follows: “An Act pro-  
2 viding for an expression of opinion by electors on questions of public policy at  
3 any general or special election, and providing for the canvass of the ballots cast  
4 at such election.”





- 1 Introduced by Mr. Thomas Curran, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to repeal an Act entitled, “An Act to incorporate the Calumet and Chicago Canal and Dock Company,” approved and in force March 10, 1869.

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WHEREAS, The General Assembly of the State of Illinois passed an Act entitled, “An Act to incorporate the Calumet and Chicago Canal and Dock Company,” approved and in force March 10, 1869;

WHEREAS, Said Act, among other things, authorized said dock company to construct and make a canal from a point on the Calumet river to a point on the south branch of the Chicago river or the Illinois and Michigan Canal;

WHEREAS, Said canal has not been constructed, and owing to changed local conditions, it would now be an unwise public policy, if not a financial impracticability, to construct said canal;

WHEREAS, Any present or future attempt by said dock company to condemn a canal route, as authorized by said Act, would cloud titles and be an injury to the city of Chicago and to the owners of the land affected;

WHEREAS, A continuation of the possibility of the exercise of such power is to the community concerned a menace which should be removed;

15 WHEREAS, The Supreme Court of Illinois, in the case of the *Calumet and*  
16 *Chicago Canal and Dock Company v. Conklin*, (273 Ill., p. 318 *et seq.*) finds  
17 that said dock company has never exercised its corporate franchises; that it  
18 owns land stated to be worth \$3,000,000; that it is contrary to the public policy  
19 of the State to permit a corporation to own land not reasonably necessary to  
20 enable it to transact its business; and that, although the Act expressly author-  
21 izes the dock company to buy and sell land, its powers, in that respect, were not  
22 enlarged above what they would have been if the power had not been expressly  
23 granted;

24 WHEREAS, Fifty (50) years have elapsed since the said dock company was  
25 granted broad corporate franchises (including the power of eminent domain)  
26 which said dock company has never exercised and during which time the said  
27 dock company has owned and controlled large tracts of land against the public  
28 policy of this State, and to the injury of the people thereof; and,

29 WHEREAS, Said dock company has long forfeited its contractual relations  
30 with the State of Illinois under said Act, if any ever existed;

31 Now, therefore,

32 SECTION 1. *Be it enacted by the People of the State of Illinois,*  
33 *represented in the General Assembly:* That the certain Act entitled, “An Act  
34 to incorporate the Calumet and Chicago Canal and Dock Company,” in force  
35 March 10, 1869, be, and the same is hereby repealed.



1 Offered by Committee on Agriculture and Live Stock, April 14, 1921.

2 Ordered printed.

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AMENDMENTS TO PRINTED SENATE BILL NO. 143.

AMENDMENT NO. 1.

Amend printed Senate Bill No. 143, page 2, Section 2, by striking out the

2 lines 8 and 9.

AMENDMENT NO. 2.

Amend printed Senate Bill No. 143, page 2, Section 4, line 2, by striking

2 out the words "of a temporary character."

AMENDMENT NO. 3.

Amend printed Senate Bill No. 143, Section 4, page 3, line 5, by inserting

2 after the word "such" the following words: "windmills, fences and."

AMENDMENT NO. 4.

Amend printed Senate Bill No. 143, page 3, Section 4, lines 7, 8 and 9, by

2 striking out all words after the word "Provided" and inserting in lieu thereof

3 the following: "that no building or addition shall be attached to any building

4 belonging to the landowners without his consent, and when windmills, fences

5 or buildings are removed the ground shall be left in as good farming condition

6 as it was prior to the erection of such improvements."





- 1 Introduced by Mr. Flack, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judicial Department and Practice.

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## A BILL

For an Act to amend Section 8 of "An Act to regulate the practice in courts of chancery," approved March 15, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: Section 8 of "An Act to regulate the practice in courts of chancery," approved March 15, 1872, in force July 1, 1872, as amended, is amended to read as follows:*

Sec. 8. Upon the filing of every bill, the clerk of the court shall thereupon issue a summons, tested, dated and sealed as a summons in common law suits, requiring the defendant, if the defendant be a resident of this State, to appear and answer the bill on the return day of the summons; and where there are several defendants, a separate summons, shall, *on the request of the complainant or his solicitors*, be issued *requiring any defendant, or any two or more defendants, to so appear and answer. Every such summons shall be directed*



8 to the sheriffs of the State generally (and not to to the sheriff of any specific  
9 county), and shall be sent by the said clerk to the sheriff of the county desig-  
10 nated by the complainant or his solicitor.



- 1 Introduced by Mr. Flagg, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend section three (3) of an Act entitled, "An Act in relation to motor vehicles and to repeal a certain Act therein named," approved June 30, 1919, in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That section three (3) of an Act entitled,  
3 "An Act in relation to motor vehicles and to repeal a certain Act therein  
4 named," approved June 30, 1919, in force July 1, 1919, be, and the same is hereby  
5 amended, so as to read as follows:

§ 3. The weights and dimensions of vehicles of either division mentioned  
2 in section 2 of this Act shall be limited as follows, to-wit:

3 (1) The maximum gross load to be permitted on any axle of any vehicle  
4 shall not exceed sixteen thousand pounds; and the gross weight of any vehicle,  
5 including the weight of the vehicle and maximum load, shall not exceed 800  
6 pounds per inch of the average width of tire of the road wheels of such vehicles  
7 in actual contact with the surface of the road.

8       (2) Weight limits 50 per cent above those provided for herein may be  
9 permitted by ordinance in cities having a population of more than 20,000, but  
10 such increase shall not apply to vehicles when outside the limits of such a city.

11       (3) The maximum width of any vehicle and its load shall not exceed eight  
12 feet, excepting loads of loose hay, straw, corn fodder, or other similar farm  
13 products, *and also excepting agricultural machinery and threshing machines.*

14       (4) Upon the filing in the office of the Secretary of State of an applica-  
15 tion for the first registration of vehicles described in the second division of sec-  
16 tion 2 of this Act, and the payment of the registration fee hereinafter provided,  
17 the Secretary of State, or his duly authorized agent, shall issue to such appli-  
18 cant in addition to the regular number plate, a metal plate which shall not be  
19 less than four inches long and two inches wide, upon which shall be impressed,  
20 with a metal die, the weight in pounds of such vehicle and maximum load in  
21 conformity with and as provided by this Act, which metal plate aforesaid shall  
22 be attached to said vehicle in conspicuous place and at all times carried thereupon.

23       (5) Where trailers are used the length of any vehicle, or vehicles, com-  
24 bined with their trailers, shall not exceed 65 feet; *provided*, that upon applica-  
25 tion to the highway or street officials having proper jurisdiction over a particu-  
26 lar highway special permits in writing may be granted for the operation of  
27 trains of trailers exceeding in length the foregoing, subject to such conditions  
28 as such highway or street officials may prescribe. On all highways under the  
29 control of or required to be maintained in whole or in part by the State such  
30 permits shall be obtained from the Department of Public Works and Buildings.



1 Adopted March 29, 1921.

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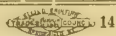
AMENDMENT NO. 1.

Amend House Bill No. 145 by striking out the word “loose” after the words

2 “loads of” on page 2, Section three, line 12.







- 1 Introduced by Mr. Hennebry, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 1 of "An Act to allow a per diem fee to clerks of the circuit, county and probate courts in counties of the first and second class and to repeal certain acts therein named," approved June 9, 1909, in force July 1, 1909.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 1 of "An Act to allow a per diem  
3 fee to clerks of the circuit, county and probate courts in counties of the first  
4 and second class and to repeal certain acts therein named," approved June 9,  
5 1909, in force July 1, 1909, is amended to read as follows:

Sec. 1. The clerks of the circuit court in counties of the first and second  
2 class shall receive and be allowed a per diem fee of six dollars per day for  
3 attendance upon *the circuit court and six dollars per day for attendance by*  
4 *themselves or their deputies upon each branch circuit court;* and the clerks of  
5 the probate courts in counties of the second class shall be allowed the same per  
6 diem fee for attendance upon their respective courts as are now allowed to clerks  
7 of the county court and sheriffs in counties of the second class for such service.





- 1 Introduced by Mr. E. A. W. Johnson, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act in relation to the establishment of special lighting districts in cities which have a population of 100,000 or more, and the levy and collection of taxes for such districts.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Upon receipt of a petition for the estab-  
3 lishment of a special lighting system, signed by the owners of land represent-  
4 ing more than one-half the frontage of any street or streets in any city having  
5 100,000 or more inhabitants, the city council of such city may, upon the concur-  
6 rence of two-thirds of the members of the council, declare the district described  
7 in the petition to be a special lighting district, and the city council of such city  
8 is authorized, upon the concurrence of two-thirds of the members of the council,  
9 to levy and collect annually, upon the taxable property within such special light-  
10 ing district, a tax in addition to the tax for ordinary lighting of not to exceed  
11 four mills on each dollar of taxable property, to be used exclusively for the pur-  
12 poses of special lighting of streets in such special lighting district.

Sec. 2. This Act shall not be construed to increase the aggregate amount  
2 of taxes that may be levied in any one year by any city or village, as provided  
3 in Section 1 of Article VIII of “An Act to provide for the incorporation of  
4 cities and villages,” approved April 10, 1872, in force July 1, 1872.



- 1 Introduced by Mr. Lyon, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend an Act entitled, "An Act to provide for the incorporation of cities and villages," approved April 10, 1872, in force July 1, 1872, as amended.

---

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act entitled, "An Act to provide  
3 for the incorporation of cities and villages," approved April 10, 1872, in force  
4 July 1, 1872, as amended, be and the same is hereby further amended by add-  
5 ing a new section to Article II of said Act, such new section to be known as  
6 Section 16 of said Article II and to read as follows:

Sec. 16. The mayor may designate one or more persons in the manner  
2 herein provided who shall have authority when directed to do so by the mayor,  
3 to affix the signature of the mayor to any bond, warrant, certificate, license,  
4 permit, contract, or any other written instrument which by law or by any city  
5 ordinance is required to be signed by the mayor; and when such signature of  
6 the mayor is so affixed to a written instrument at the direction of the mayor



7 such instrument shall be, in all respects, as binding on the city as if signed by  
8 the mayor in person. Whenever the mayor desires to designate a person for  
9 this purpose he shall send written notice to the city council giving the name of  
10 the person whom he has selected and stating what instrument or instruments  
11 he shall have authority to sign. Attached to such notice shall be a written sig-  
12 nature of the mayor executed by the person so designated and his own signa-  
13 ture underneath. Such notice shall be recorded in the journal of the city council  
14 and shall then be filed with the city clerk together with the signatures attached  
15 thereto.



1 Offered by Mr. Ettelson, April 12, 1921. Ordered printed.

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AMENDMENT NO. 1.

Amend printed House Bill No. 148, in Senate, by striking out the word “he”  
2 in line 9 of Section 16, in the printed bill and by substituting the words “the  
3 mayor” in lieu thereof.

AMENDMENT NO. 2.

Amend printed House Bill No. 148, in Senate, by striking out the word “he”  
2 in line 11 of Section 16, in the printed bill and by substituting the words “such  
3 person” in lieu thereof.

AMENDMENT NO. 3.

Amend printed House Bill No. 148, in Senate, by striking out the words:  
2 “and his own signature” in lines 12 and 13 of Section 16 in the printed bill and  
3 by substituting the words “with the signature of the person so designated” in  
4 lieu thereof.





- 1 Introduced by Mr. Mueller, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend an Act entitled, "An Act in relation to corporations for pecuniary profit, approved June 28, 1919, and in force July 1, 1919."

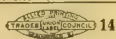
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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act entitled, "An Act in relation  
3 to corporations for pecuniary profit," approved June 28, 1919, and in force July  
4 1, 1919, be and is hereby amended by adding thereto one additional section to  
5 be numbered 153a which shall read as follows:

Sec. 153a. *It shall be unlawful for any individual, person, trust, associa-*  
2 *tion, company or corporation, to acquire directly or indirectly, the whole or any*  
3 *part of the stock or share capital of another corporation, where the effect of*  
4 *such acquisition may be to substantially divert the property, funds, or dividends*  
5 *from any operating company to a holding company, or for any president, mana-*  
6 *ger, director, agent, receiver or other officer of any such corporation, company,*  
7 *trust, firm or association to assist in or give his consent to the diversion of any*  
8 *such property funds or dividends. Any foreign corporation violating the pro-*

9 visions of this section shall have its authority to transact business in this State  
10 revoked and it shall also work a forfeiture of the charter of any domestic cor-  
11 poration. In addition thereto such corporation, company, trust, firm or associa-  
12 tion, or any president, manager, director, agent, receiver or other officer of such  
13 corporation, company, trust, firm or association or any individual found guilty  
14 of entering into any such agreement, combination, confederation or understand-  
15 ing with any such corporation, company, trust, firm, association or co-partner-  
16 ship or individual by which the dividends, property or funds of any operating  
17 company is diverted to any holding company, shall be deemed guilty of a misde-  
18 meanor and fined not less than \$500.00 nor more than \$25,000.00, and in case of a  
19 natural person convicted under the provisions of this Act, they shall also be sub-  
20 ject to imprisonment in the county jail not to exceed one year in the discretion  
21 of the Court.





- 1 Introduced by Mr. Mueller, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend an Act entitled, “An Act concerning corporations,” approved April 18, 1872, in force July 1, 1872, and amendments thereto in force July 1, 1919.

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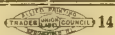
SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an act entitled, “An Act concerning  
3 corporations,” approved April 8, 1872, and in force July 1, 1872, and is hereby  
4 amended by adding thereto three additional sections to be numbered 34a, 34b  
5 and 34c respectfully, which shall read as follows:

Sec. 34a. It shall be unlawful for any corporation, society or association  
2 organized not for pecuniary profit to hold any meeting or an association of its  
3 members for the purpose of discussing or with the intention of discussing the  
4 means by which they may regulate or fix the price of any article of merchandise  
5 or commodity, or enter into any pool trust agreement, combination, confedera-  
6 tion or understanding by which they attempt to fix the price of any such merchan-  
7 dise or commodity, and such a corporation, society or association or its members

8 thereof found guilty of violating the provisions of this section shall be fined not  
9 less than \$500.00 nor more than \$1,500.00. Any member assisting in or giving  
10 his consent to the holding of such a meeting may also be confined to the county  
11 jail not to exceed one year in the discretion of the court. The Secretary of  
12 State shall have authority to make all such rules and regulations as he shall  
13 deem necessary and proper for carrying out the provisions of this section, and  
14 shall report all violations to the Attorney General whose duty it shall be to  
15 immediately institute suit to enforce the fines and penalties of this section.

Sec. 34b. Each corporation, society or association organized not for pecun-  
2 iary profit shall file in the office of the Secretary of State between the first day  
3 of February and the first day of March of each year an annual report giving  
4 the names and addresses of its trustees, directors or managers by street and  
5 number and answer such interrogatories as the Secretary of State shall propound  
6 to it in the form of annual report prescribed by him, which annual report shall  
7 be mailed to such corporation on the 15th day of January of each year. The  
8 directors, trustees or managers of any corporation, society or association fail-  
9 ing to comply with the provisions of this act shall be personally liable for all  
10 debts and liabilities of such corporation, society or association. In case such  
11 corporation, society or association fails to make report for two successive years,  
12 it shall also forfeit its right to the use of the name, and such name shall be  
13 appropriated by any new corporation, society or association.

Sec. 34c. Each corporation, society or association organized not for  
2 pecuniary profit shall remit a filing fee of \$1.00 at the time of filing annual  
3 report, and under no circumstances shall such report be accepted and filed by  
4 the Secretary of State, until the fee has been paid by such corporation, society  
5 or association.



- 1 Introduced by Mr. Mueller, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

An Act to prevent fraud in connection with the use of certain names.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That if any company, association, per-  
3 son or trust, incorporated or unincorporated, puts forth any sign or advertise-  
4 ment, and therein assumes for the purpose of soliciting business, a corporate  
5 name, not being incorporated, or being incorporated, puts forth any sign or  
6 advertisement, assuming any other or different name than that by which it is  
7 incorporated or authorized by law to act, such company, association, person  
8 or trust, whether incorporated, or unincorporated, shall be fined not less than  
9 ten dollars (\$10.00) nor more than five hundred dollars (\$500.00), and a like  
10 sum for each day he or it shall continue to offend, after having been once fined.

Sec. 2. No corporation, association, person or trust, whether incorporated  
2 or unincorporated, violating the provisions of this Act shall be permitted to  
3 maintain any action, either at law or in equity upon any action arising out of  
4 contract or in tort in any court of this State.

Sec. 3. "Corporate name," within the meaning of this Act, shall mean any  
2 name ending in Company, Corporation, Agency, Association, Syndicate, Trust,  
3 or any abbreviation thereof. In prosecutions under this Act, the intent of the  
4 company, association, person or trust using such name, shall be immaterial and  
5 proof of the use of the name is all that shall be necessary for conviction.

Sec. 4. All Acts or parts of Acts in conflict with this Act are hereby  
2 repealed.



- 1 Introduced by Mr. Rentchler, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to provide for the conservation of the property of the village and commons of Cahokia in St. Clair County, and to create a permanent school fund for the inhabitants of the said village and commons.

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**SECTION 1.** *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The township school treasurer of school  
3 township numbered one north range ten west, third principal meridian, St. Clair  
4 County, Illinois, is hereby authorized to receive for the use of the common  
5 school of the village of Cahokia, all leases, reversions, monies, credits, notes,  
6 mortgages, bonds or other property which the former supervisors of the village  
7 of Cahokia, their successors in office and the present receiver of the village of  
8 Cahokia, their successors in office, and the present receiver of the village of  
9 Cahokia may have, own or control for the use of the inhabitants of the village  
10 of Cahokia.

Sec. 2. It is the duty of the receiver of the village of Cahokia and of any  
2 other persons who have, own or control any such property to deliver the same,



3 upon proper demand, to the said school treasurer and if his demand is not com-  
4 plied with, the school treasurer may sue and recover the same for the use of the  
5 common school of the village of Cahokia.

Sec. 3. Said township school treasurer shall keep this fund separate and  
2 apart from such other funds as he may have, and it shall be designated by him  
3 as the Cahokia Fund.

Sec. 4. Said township school treasurer shall, annually, deliver to the county  
2 superintendent of schools, a statement, under oath, showing the exact condition  
3 of this fund, and a description of all bonds, mortgages, notes, leases, rever-  
4 sions and other securities held by him for said fund, giving all data necessary  
5 for a full understanding of the condition of said fund.

Sec. 5. The fee simple money as established by law shall not be expended  
2 in any manner, but the interest money arising from said fund may, on the order  
3 of the trustees of the village of Cahokia, with the consent of the county super-  
4 intendent of schools, be expended for special purposes benefiting the common  
5 school in the village of Cahokia, but shall not be used for the benefit of any other  
6 school in said District No. 54.

Sec. 6. If, at any time, the village of Cahokia shall become a school district  
2 separate and apart from District No. 54, in the manner provided by general law,  
3 the interest money on said fund may be disposed of by the township school  
4 treasurer, from time to time, upon the order of the trustees of said district, in  
5 the same manner as provided by general school law, but the fee simple money  
6 shall remain forever intact.



- 1 Introduced by Mr. Roberts, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to punish persons for destruction of property and inflicting injury to persons, by means of any explosive, bomb, dynamite, or other deadly instrument or implement.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Whoever wilfully and maliciously de-  
3 stroys, injures or defaces any building, outhouse, structure, store, residence,  
4 or other building designed for human occupancy or use, or the appurtenances  
5 thereto, without the consent of the owner, by means of any bomb or explosive,  
6 instrument or implement, or shall make any wilful and malicious attempt to do  
7 so, shall be imprisoned in the penitentiary for a period of not less than five  
8 years nor more than twenty years.

Sec. 2. Whoever wilfully and maliciously injures or defaces any such  
2 structure by means of any explosive, bomb, dynamite or any deadly instrument  
3 or implement, and thereby injures any human being whether such injured per-  
4 son be an inmate of such structure or otherwise, shall upon conviction, be held

5 to be guilty of assault with a deadly weapon and shall be punished by im-  
6 prisonment for any term of years not less than one year nor more than five  
7 years, or shall subject the offender to a fine not exceeding one thousand dollars  
8 (\$1,000.00) nor less than twenty-five dollars (\$25.00), or both, in the discretion  
9 of the court.

Sec. 3. Whoever wilfully and maliciously injures or defaces any such  
2 building or the appurtenances thereto or attempts to do so, if such injury to  
3 such building or the appurtenances thereto, or such attempt shall result in the  
4 death of any person, the guilty person shall be punished by imprisonment in  
5 the penitentiary for any term of years not less than ten years or for life.



- 1 Introduced by Mr. Arthur Roe, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 3 of "An Act to revise the law in relation to sureties," approved February 27, 1874, in force July 1, 1874.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 3 of "An Act to revise the law  
3 in relation to sureties," approved February 27, 1874, in force July 1, 1874, is  
4 amended to read as follows:

Sec. 3. Whenever the principal maker of any note, bond, bill or other in-  
2 strument in writing shall die, if the creditor shall not, within *one year* after the  
3 granting of letters testamentary or of administration, present the same to the  
4 proper court for allowance, the sureties thereon shall be released from the pay-  
5 ment thereof to the extent that the same might have been collected of such estate  
6 if presented in proper time; but this section shall not be construed to prevent the  
7 holder of any such instrument from proceeding against the sureties within said  
8 *one year*.







- 1 Introduced by Mr. Searcy, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judicial Department and Practice.

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## A BILL

For an Act to amend Section 14 of "An Act concerning fees and salaries, and to classify the several counties of this State with reference thereto," approved March 29, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 14 of "An Act concerning fees  
3 and salaries, and to classify the several counties of this State with reference  
4 thereto," approved March 29, 1872, in force July 1, 1872, as amended,  
5 is amended to read as follows:

Sec. 14. The fees of the clerk of the circuit court in counties of the first  
2 and second class shall be paid in advance, except as herein provided, and shall  
3 be as follows:

4 For each judgment by confession in vacation or in term time, \$5.00.

5 In each case of appeal from or petition for a writ of *certiorari* to a jus-  
6 tice of the peace or any court of record and in each case of a change of venue  
7 from a court of record, \$5.00.

8 In each case of transcript of a judgment from a justice of the peace or a  
9 court of record for the purpose of creating a lien, including one execution, \$5.00.

10 In each case for the exercise of eminent domain, \$20.00; and also \$10.00  
11 for each and every lot or tract of land or right or interest therein subject to  
12 be condemned, the damages in respect to which shall require separate assess-  
13 ments by the jury.

14 In each other civil action at common law, \$10.00.

15 In each cause in chancery for divorce or separate maintenance, including  
16 injunctions, \$8.00.

17 In each suit for partition, \$15.00.

18 In each other chancery case, \$10.00.

19 In each criminal case, but not in advance, \$10.00.

20 In each petition for a writ of *habeas corpus*, \$5.00.

21 *For entry of appearance, \$1.00.*

22 If any cause shall be remanded to the Circuit Court from the Supreme  
23 Court or Appellate Court, the clerk shall be entitled to the same fee before  
24 the filing of the remanding order and the reinstating of the cause as if it were  
25 the commencement of a new suit.

26 For issuing each execution after the first, \$1.00.

27 For issuing a procedendo, 25c.

28 For each record of proceedings and judgment or decree, whether on appeal,  
29 error or change of venue, certified copies of orders and decrees, and all other  
30 instruments, 20c for each one hundred words.

31 For comparing a bill of exceptions or a certificate of evidence, 3c for each  
32 one hundred words.

33 For recording decrees, reports of a master, receivers, trustees, commis-  
34 sioners or a commissioner, or other like officers, 15c for each 100 words: *Pro-*  
35 *vided, however,* there shall be no charge for recording the first 1,500 words  
36 of any decree.

37 In all cases except criminal cases wherein the same are dismissed or set-  
38 tled without trial at the term to which process is made returnable, one-half  
39 the fees provided in foregoing shall be refunded.

40 For taking deposition and certifying and sealing the same, 15c for each 100  
41 words.

42 For taking the acknowledgment of a deed or other instrument in writing  
43 with seal, 25c.

44 Any person desiring to bring a suit or to file papers upon an appeal or  
45 *certiorari* or change of venue, as a poor person, shall first file a motion for  
46 leave to do so, supported by an affidavit describing in detail all property, real  
47 and personal, which he owns. Such motion shall be heard by the court in  
48 term time or by a judge thereof in vacation, or by a master in chancery if no  
49 judge be present in the county, and the proposed plaintiff may be orally exam-  
50 ined under oath, and if such court, judge or master finds that said proposed  
51 plaintiff is a poor person and unable to prosecute such suit and to pay the  
52 costs and expenses thereof, an order shall be entered permitting him to begin  
53 and prosecute such suit without paying in advance the fee herein specified  
54 therefor. Such order shall be subject to review in term time on motion.

55 If the defendant shall settle or compromise such suit, or pay or deliver  
56 to plaintiff or his counsel any money or valuable thing because of such suit,  
57 without causing such fee to be paid to the clerk of the court, the court may  
58 enter an order that the defendant pay such fee, and the same shall be collected  
59 from the defendant upon a fee bill to be issued by the clerk to the sheriff  
60 therefor.

61 The fees of the clerk of the circuit court when he is also *ex-officio* re-  
62 corder of deeds of his county, shall be paid in advance, and shall be as follows:

63 For recording each deed or other instrument in writing, 15c for each 100  
64 words.

65 Each certificate by such recorder of the recording of the deed or other  
66 writing and of the date of recording the same signed by such clerk and *ex-*

67 *officio* recorder shall be sufficient evidence of the recording thereof, and for  
68 such certificate, including the indexing of the record, the fee shall be 25c.

69 For a certified copy of a record, the same fee as for recording.

70 For entering each tract in entry book of conveyances, in counties of the  
71 first class, 10c, and counties of the second class, 5c; and for entering each tract  
72 of land or town lot made in any one deed above five, in the entry book, 5c, in  
73 counties of the first and second class.

74 For recording every city, town, or assessor's plat, for each lot or tract of  
75 land included in said plat, 10c, when the number of lots does not exceed  
76 twenty, and for each additional lot, 5c, and for the certificates attached thereto  
77 the same fee as for recording other instruments.

78 For each attestation of a release or an assignment of an instrument on the  
79 margin of the record thereof and for indexing the same in the book kept for  
80 that purpose, 25c.



1 Adopted March 30, 1921.

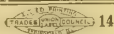
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AMENDMENT NO. 1.

Amend House Bill No. 155, as printed, by striking out line 21, page 2.







- 1 Introduced by Mr. Searcy, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judicial Department and Practice.

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## A BILL

For an Act to amend Section 1 of "An Act to allow a per diem fee to clerks of the circuit, county and probate courts in counties of the first and second class and to repeal certain acts therein named," approved June 9, 1909, in force July 1, 1909.

---

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 1 of "An Act to allow a per diem  
3 fee to clerks of the circuit, county and probate courts in counties of the first  
4 and second class and to repeal certain acts therein named," approved June 9,  
5 1909, in force July 1, 1909, is amended to read as follows:

Sec. 1. The clerks of the circuit court in counties of the first and second  
2 class shall receive and be allowed as a per diem fee for attendance upon said  
3 courts the sum of *ten* dollars per day, and the clerks of the probate courts in  
4 counties of the second class shall be allowed the same per diem fee for attend-  
5 ance upon their respective courts as are now allowed to clerks of the county  
6 court and sheriffs in counties of the second class for such service.





- 1 Introduced by Mr. Searcy, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 9 and to repeal Section 8 of "An Act to revise the law in relation to mortgages of real and personal property," approved March 26, 1874, in force July 1, 1874, as amended.

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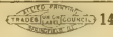
SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: Section 9 of "An Act to revise the law in relation to mortgages of real and personal property," approved March 26, 1874, in force July 1, 1874, as amended, is amended to read as follows:*

Sec. 9. *Every mortgagee of real or personal property, or his executor, administrator or other legal representative, or his assignee of record having received full satisfaction and payment of all such sum or sums of money as are due to him from the mortgagor, and every trustee, or his successor in trust, or if no successor be appointed, his executor, administrator or other legal representative, in a deed of trust in the nature of a mortgage, the notes, bonds or other indebtedness secured thereby having been fully paid, shall, at the request of the mortgagor, or grantor in a deed of trust in the nature of a mortgage, his*

9 *heirs, legal representatives or assigns, release such* mortgage or such deed of  
10 real or personal property by an instrument in writing, and such instrument may  
11 be acknowledged or proved in the sme manner as deed for the conveyance  
12 of land.

Sec. 2. Section 8 of said Act is repealed.





- 1 Introduced by Mr. Shearer, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Sections 7, 18, 20, 21, 23 and 27 of “An Act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree,” approved March 22, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 7, 18, 20, 21, 23 and 27 of “An  
3 Act in regard to judgments and decrees, and the manner of enforcing the same  
4 by execution, and to provide for the redemption of real estate sold under execu-  
5 tion or decree,” approved March 22, 1872, in force July 1, 1872, as amended,  
6 are amended to read as follows:

Sec. 7. Every execution issued upon a judgment shall direct the collection  
2 of interest thereon, from the date of the recovery of the judgment until the  
3 same is paid, at the rate of *five* per centum per annum.

Sec. 18. Any defendant, his heirs, executors, administrators or assigns or  
2 any person interested in the real estate through or under such defendant may,

3 within twelve months from the date of such certificate, or within fifteen months  
4 therefrom if there shall be no redemption by a decree or judgment creditor as  
5 hereinafter provided, pay to the sheriff, master in chancery, or other officer  
6 issuing said certificate, or his successor in office, for the benefit of the decree or  
7 judgment creditor, his executors, administrators or assigns holding such certifi-  
8 cate, the amount due as set forth in said certificate, together with interest  
9 thereon at the rate of *five* per centum per annum from the date of said certifi-  
10 cate, and all other sums due under said certificate according to the provisions of  
11 this act. Said certificate shall thereupon be null and void.

Sec. 20. If such decree or judgment shall not be satisfied, as aforesaid,  
2 any decree or judgment creditor, his executors, administrators or assigns may.  
3 after the expiration of twelve months and within fifteen months after the date  
4 of said certificate, redeem the said real estate in the following manner: Such  
5 creditor, his executors, administrators or assigns may sue out an execution upon  
6 his judgment or decree, and place the same in the hands of the sheriff or other  
7 proper officer to execute the same, who shall endorse upon the back thereof a  
8 levy of the real estate desired to be redeemed, and the person desiring to make  
9 such redemption shall pay to such officer the amount due, as set forth in said cer-  
10 tificate, with interest thereon at the rate of *five* per centum per annum from the  
11 date thereof, and all other sums due under said certificate according to the pro-  
12 visions of this act, as shown in said certificate, together with costs, as therein  
13 set forth, for the use of such creditor, his executors, administrators or assigns;  
14 whereupon such officer shall, at the cost of the redeeming creditor, make and  
15 deliver to the person so redeeming a certificate of such redemption, setting forth  
16 the amount of redemption money paid and when paid, the amount of the judg-  
17 ment or decree upon which execution issued and when issued, the amount of  
18 costs paid by said redeeming creditor, and at the cost of the person so redeem-  
19 ing thereupon file in the office of the recorder of the county in which the real  
20 estate is situated a duplicate of said certificate.

Sec. 21. Successive redemption may be made as follows: The creditor so  
2 redeeming shall pay to said officer the amount of the redemption money last  
3 paid, together with interest thereon, at the rate of *five* per centum per annum  
4 from the date of such redemption, and the costs thereon, and the amount of the  
5 judgment or decree under which said previous judgment or decree creditor so  
6 redeemed with interest thereon from the date of such judgment or decree as  
7 shown by said redemption certificate filed for record as aforesaid, and all other  
8 sums due under said last certificate of redemption according to the provisions  
9 of this act for the use of the creditor named in such redemption certificate, his  
10 executors, administrators or assigns; whereupon such officer shall, at the cost  
11 of said redeeming creditor, deliver to the person so redeeming a certificate of  
12 such last redemption, setting forth the amount of redemption money paid and  
13 when paid, and the amount of the judgment or decree under which such redemp-  
14 tion was made, and the date of rendition of the same, the amount of costs paid  
15 by said redeeming party, and the cost of recording a duplicate of said last cer-  
16 tificate of redemption, and thereupon file in the office of the recorder in the  
17 county in which the real estate is situated a duplicate of such last certificate of  
18 redemption.

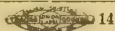
Sec. 23. The holder of any certificate heretofore described in this act shall  
2 have the right to pay all taxes and assessments which are or may become a lien  
3 on the real estate therein described, and the amount paid for such taxes and  
4 assessments, together with interest thereon at the rate of *five* per centum per  
5 annum, shall be added to the amount due under such certificate and shall like-  
6 wise be due thereunder, upon a receipt or receipts for such taxes and assess-  
7 ments being filed with the officer who executed such certificate, or his successor  
8 in office.

Sec. 27. At any time before the expiration of fifteen months from the date  
2 of the certificate provided for in section 16 of this act, any defendant, his heirs,  
3 executors, administrators or assigns, may pay to the officer issuing the last cer-

4 tificate of redemption or to his successor in office, for the benefit of the person  
5 to whom it was issued, his executors, administrators or assigns, the amount due  
6 under such certificate of redemption with interest at *five* per centum per annum  
7 from the date thereof and all other sums due thereunder by the terms of this  
8 act, and thereupon such redemption certificate and all preceding certificates  
9 shall be null and void and the judgment or decree on which the original certifi-  
10 cate was based shall thereupon be satisfied and such officer or his successor in  
11 office shall make out under his hand and seal and deliver to the person making  
12 the payment an instrument in writing evidencing such payment and such person  
13 shall cause the same to be recorded in the recorder's office of the proper county.

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- 1 Introduced by Mr. Shearer, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 7 of "An Act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree," approved March 22, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 7 of "An Act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to  
3 provide for the redemption of real estate sold under execution or decree," approved March 22, 1872, in force July 1, 1872, as amended, is amended to read  
4 as follows:

Sec. 7. Every execution issued upon a judgment shall direct the collection  
2 of interest thereon, from the date of the recovery of the judgment until the  
3 same is paid, at the rate of *five* per centum per annum.







- 1 Introduced by Mr. Steele, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act entitled, "An Act to legalize votes of women cast upon the proposition and to validate the organization of certain high school districts of organizing high school districts and to abate certain pending suits."

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That all votes cast by women at any  
3 election heretofore held for the purpose of voting upon the proposition of  
4 organizing any territory into a high school district, are hereby made legal and  
5 valid, to the same effect, as if at the date of such election women had been  
6 authorized by the law of this State to vote upon such proposition, and all high  
7 school districts organized under and by virtue of such elections and in pur-  
8 suance thereof, if otherwise legally organized, are hereby made legal and  
9 valid, and such territory is hereby declared legally and validly organized and  
10 established as a high school district and a valid and existing school district  
11 and a body politic and corporate of the State for the purpose of establishing  
12 and maintaining a high school, and all officers elected and all acts done under

13 and by virtue of such elections and in pursuance thereof, if otherwise legal,  
14 are hereby made legal, valid, binding and of full force and effect, and the  
15 board of education so elected for each such district is hereby declared to be  
16 the duly constituted corporate authority thereof, and all pending suits, ques-  
17 tioning the validity of such elections coming under the provisions of this Act,  
18 shall abate: *Provided*, that this Act shall not apply to any district portions  
19 of which have since the organization of such district been later organized into  
20 or as a part of any other district or districts.

Sec. 2. The invalidity of any part of this Act shall not affect the remainder  
2 thereof.

Sec. 3. Whereas, an emergency exists, therefore this Act shall be in full  
2 force and effect from and after its passage and approval.



1 Introduced by Mr. Thon, February 15, 1921.

2 Read by title, ordered printed and referred to Committee on Uniform Laws.

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## A BILL

For an Act concerning conditional sales and to make uniform the law  
relating thereto.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* In this Act "Conditional sale" means  
3 (1) any contract for the sale of goods under which possession is delivered to  
4 the buyer and the property in the goods is to vest in the buyer at a subsequent  
5 time upon the payment of part or all of the price, or upon the performance  
6 of any other condition or the happening of any contingency; or (2) any con-  
7 tract for the bailment or leasing of goods by which the bailee or lessee con-  
8 tracts to pay as compensation a sum substantially equivalent to the value of the  
9 goods, and by which it is agreed that the bailee or lessee is bound to become,  
10 or has the option of becoming the owner of such goods upon full compliance  
11 with the terms of the contract.

12 "Buyer" means the person who buys or hires the goods covered by the  
13 conditional sale, or any legal successor in interest of such person.

14       “Filing district” means the sub-division of the State in which the condi-  
15 tional sale contracts, or copies thereof, are required by this Act to be filed.

16       “Goods” means all chattels personal other than things in action and  
17 money, and includes emblements, industrial growing crops, and things at-  
18 tached to or forming a part of land which are agreed to be severed before sale  
19 or under the conditional sale.

20       “Performance of the condition” means the occurrence of the event upon  
21 which the property in the goods is to vest in the buyer, whether such event is the  
22 performance of an act by the buyer or the happening of a contingency.

23       “Person” includes an individual, partnership, corporation, and any other  
24 association.

25       “Purchase” includes mortgage and pledge.

26       “Purchaser” includes mortgages and pledges.

27       “Seller” means the person who sells or leases the goods covered by the  
28 conditional sale, or any legal successor in interest of such person.

      Sec. 2. The buyer shall have the right when not in default to retain pos-  
2 session of the goods, and he shall also have the right to acquire the property  
3 in the goods on the performance of the conditions of the contract. The seller  
4 shall be liable to the buyer for the breach of all promises and warranties,  
5 express or implied, made in the conditional sale contract, whether or not the  
6 property in the goods has passed to the buyer.

      Sec. 3. The buyer shall be liable to the seller for the purchase price, or  
2 for installments thereof, as the same shall become due, and for breach of all  
3 promises made by him in the conditional sale contract, whether or not the  
4 property in the goods has passed to the buyer.

      Sec. 4. Every provision in a conditional sale reserving property in the  
2 seller after possession of the goods is delivered to the buyer, shall be valid as  
3 to all persons, except as hereinafter otherwise provided.



Sec. 5. Every provision in a conditional sale reserving property in the  
2 seller, shall be void as to any purchaser from or creditor of the buyer, who,  
3 without notice of such provision, purchases the goods or acquires by attach-  
4 ment or levy a lien upon them, before the contract or a copy thereof shall be  
5 filed as hereinafter provided, unless such contract or copy is so filed within  
6 ten days after the making of the conditional sale.

Sec. 6. The conditional sale contract or copy shall be filed in the office of  
2 the recorder of deeds in the county in which the goods are first kept for use  
3 by the buyer after the sale. It shall not be necessary to the validity of such  
4 conditional sale contract, or in order to entitle it to be filed, that it be acknowl-  
5 edged or attested. This section shall not apply to the contracts described in  
6 section 8.

Sec. 7. If the goods are so affixed to realty, at the time of a conditional  
2 sale or subsequently as to become a part thereof and not to be severable  
3 wholly or in any portion without material injury to the freehold, the reserva-  
4 tion or property as to any portion not so severable shall be void after the goods  
5 are so affixed, as against any person who has not expressly assented to the  
6 reservation. If the goods are so affixed to realty at the time of a conditional  
7 sale or subsequently as to become part thereof but to be severable without ma-  
8 terial injury to the freehold, the reservation of property shall be void after  
9 the goods are so affixed as against subsequent purchasers of the realty for value  
10 and without notice of the conditional seller's title, unless the conditional sale  
11 contract, or a copy thereof, together with a statement signed by the seller  
12 briefly describing the realty and stating that the goods are or are to be affixed  
13 thereto, shall be filed before such purchase in the office where a deed of the  
14 realty would be recorded or registered to affect such realty. As against the  
15 owner of realty the reservation of the property in goods by a conditional seller  
16 shall be void when such goods are to be so affixed to the realty as to become  
17 part thereof, but to be severable without material injury to the freehold, unless

18 the conditional sale contract, or a copy thereof, together with a statement  
19 signed by the seller briefly describing the healty and stating that the goods  
20 are to be affixed thereto, shall be filed before they are affixed, in the office where  
21 a deed would be recorded or registered to affect such realty.

Sec. 8. No conditional sale of railroad, or street or interurban railway  
2 equipment or rolling stock shall be valid as against the purchasers and credi-  
3 tors described in Section 5, unless the contract shall be acknowledged by the  
4 buyer or attested in like manner as a deed of real property, and the contract,  
5 or a copy thereof, shall be filed or recorded in the office of the Secretary of  
6 State; and unless when any engine or car so sold is delivered there shall be  
7 plainly and conspicuously marked upon each side thereof the name of the  
8 seller, followed by the word "owner."

Sec. 9. When goods are delivered under a conditional sale contract and  
2 the seller expressly or impliedly consents that the buyer may resell them prior  
3 to performance of the condition, the reservation of property shall be void  
4 against purchasers from the buyer for value in the ordinary course of business,  
5 and as to them the buyer shall be deemed the owner of the goods, even though  
5 the contract or a copy thereof shall be filed according to the provisions of this  
6 Act.

Section 10. The filing officer shall mark upon the contract or copy filed  
2 with him the day and hour of filing and shall file the contract or copy in his  
3 office for public inspection. He shall keep a separate book in which he shall  
4 enter the names of the seller and buyer, the date of the contract, the day and  
5 hour of filing, a brief description of goods, the price named in the contract  
6 and the date of cancellation thereof; except that in entering the contracts  
7 mentioned in Section 8 the Secretary of State shall record either the sum  
8 remaining to be paid upon the contract or the price of the goods. Such book  
9 shall be indexed under the names of both seller and buyer. For filing and en-

10 tering such contract or copy the filing officer shall be entitled to a fee of ten  
11 cents, except that for filing and entering a contract described in Section 8 the  
12 Secretary of State shall be entitled to a fee of one dollar.

Sec. 11. The filing of conditional sale contracts provided for in Sections  
2 5, 6 and 7 shall be valid for a period of three years only. The filing of the  
3 contract provided for by Section 8 shall be valid for a period of fifteen years  
4 only. The validity of the filing may in each case be extended for successive  
5 additional periods of one year from the date of refiling by filing in the proper  
6 filing district a copy of the original contract within thirty days next preceding  
7 the expiration of each period, with a statement attached signed by the seller,  
8 showing that the contract is in force and the amount remaining to be paid  
9 thereon. Such copy, with statement attached, shall be filed and entered in the  
10 same manner as a contract or copy filed and entered for the first time, and the  
11 filing officer shall be entitled to a like fee as upon the original filing.

Sec. 12. After the performance of the condition, upon written demand  
2 delivered personally or by registered mail by the buyer or any other person  
3 having an interest in the goods, the seller shall execute, acknowledge and de-  
4 liver to the demandant a statement that the condition in the contract has been  
5 performed. If for ten days after such demand the seller fails to mail or deliver  
6 such a statement of satisfaction, he shall forfeit to the demandant five dollars  
7 (\$5.00) and be liable for all damages suffered. Upon presentation of such  
8 statement of satisfaction the filing officer shall file the same and note the can-  
9 cellation of the contract and the date thereof on the margin of the page where  
10 the contract has been entered. For filing and entering the statement of satis-  
11 faction the filing officer shall be entitled to a fee of ten cents, except that the  
12 Secretary of State shall be entitled to a fee of fifty cents for filing and entering  
13 a statement of the satisfaction of a contract described in Section 8.



Sec. 13. Unless the contract otherwise provides, the buyer may, without  
2 the consent of the seller, remove the goods from any filing district and sell, mort-  
3 gage or otherwise dispose of his interest in them; but prior to the performance  
4 of the condition, no such buyer shall remove the goods from a filing district in  
5 which the contract or a copy thereof is filed, except for temporary uses for a  
6 period of not more than thirty days, unless the buyer not less than ten days be-  
7 fore such removal shall give the seller personally or by registered mail written  
8 notice of the place to which the goods are to be removed and the approximate time  
9 of such intended removal; nor prior to the performance of the condition shall the  
10 buyer sell, mortgage or otherwise dispose of his interest in the goods, unless he,  
11 or the person to whom he is about to sell, mortgage or otherwise dispose of the  
12 same, shall notify the seller in writing personally or by registered mail of the  
13 name and address of the person to whom his interest in the goods is about to be  
14 sold, mortgaged or otherwise transferred, not less than ten days before such sale,  
15 mortgage or other disposal. If any buyer does so remove the goods, or does so  
16 sell, mortgage or otherwise dispose of his interest in them without such notice  
17 or in violation of the contract, the seller may retake possession of the goods and  
18 deal with them as in case of default in payment of part or all of the purchase  
19 price. The provisions of this section regarding the removal of goods shall not  
20 apply, however, to the goods described in Section 8.

Sec. 14. When, prior to the performance of the condition, the goods are re-  
2 moved by the buyer from a filing district in this State to another filing district in  
3 this State in which such contract or a copy thereof is not filed, or are removed  
4 from another State into a filing district in this State where such contract or copy  
5 is not filed, the reservation of the property in the seller shall be void as to the  
6 purchasers and creditors described in Section 5, unless the conditional sale con-  
7 tract or a copy thereof shall be filed in the filing district to which the goods are  
8 removed, within ten days after the seller has received notice of the filing district  
9 to which the goods have been removed. The provisions of this section shall not

10 apply, however, to the goods described in Section 8. The provisions of Section  
11 11 regarding the duration of the validity of the filing and the necessity for refiling  
12 shall apply to contracts or copies which are filed in a filing district other than that  
13 where the goods are originally kept for use by the buyer after the sale.

Sec. 15. When, prior to the performance of the condition, the buyer mali-  
2 ciously or with intent to defraud, shall injure, destroy or conceal the goods, or  
3 remove them to a filing district where the contract or a copy thereof is not filed,  
4 without having given the notice required by Section 13, or shall sell, mortgage,  
5 or otherwise dispose of such goods under claim of full ownership, he shall be im-  
6 prisoned for not more than one year or be fined not more than \$500 or both.

Sec. 16. When the buyer shall be in default in the payment of any sum due  
2 under the contract, or in the performance of any other condition which the con-  
3 tract requires him to perform in order to obtain the property in the goods, or in  
4 the performance of any promise the breach of which is by the contract expressly  
5 made a ground for the retaking of the goods, the seller may retake possession  
6 thereof. Unless the goods can be retaken without breach of the peace, they shall  
7 be retaken by legal process; but nothing herein shall be construed to authorize a  
8 violation of the criminal law.

Sec. 17. Not more than forty nor less than twenty days prior to the retak-  
2 ing, the seller, if he so desires, may serve upon the buyer personally or by regis-  
3 tered mail a notice of intention to retake the goods on account of the buyer's de-  
4 fault. The notice shall state the default and the period at the end of which the  
5 goods will be retaken, and shall briefly and clearly state what the buyer's rights  
6 under this Act will be in case they are retaken. If the notice is so served and  
7 the buyer does not perform the obligations in which he has made default before  
8 the day set for retaking, the seller may retake the goods and hold them subject  
8 to the provisions of Sections 19, 20, 21, 22 and 23 regarding resale, but without  
10 any right of redemption.



Sec. 18. If the seller does not give the notice of intention to retake described  
2 in Section 17, he shall retain the goods for ten days after the retaking within the  
3 State in which they were located when retaken, during which period the buyer,  
4 upon payment or tender of the amount due under the contract at the time of re-  
5 taking and interest, or upon performance or tender of performance of such  
6 other condition as may be named in the contract as precedent to the passage of  
7 the property in the goods, or upon performance or tender of performance of any  
8 other promise for the breach of which the goods were retaken, and upon pay-  
9 ment of the expenses of retaking, keeping and storage, may redeem the goods  
10 and become entitled to take possession of them and to continue in the perform-  
11 ance of the contract as if no default had occurred. Upon written demand de-  
12 livered personally or by registered mail by the buyer, the seller shall furnish to  
13 the buyer a written statement of the sum due under the contract and the expense  
14 of retaking, keeping and storage. For failure to furnish such statement within  
15 a reasonable time after demand, the seller shall forfeit to the buyer \$10 and also  
16 be liable to him for all damages suffered because of such failure. If the goods  
17 are perishable so that retention for ten days as herein prescribed would result in  
18 their destruction or substantial injury, the provisions of this section shall not  
19 apply, and the seller may recall the goods immediately upon their retaking. The  
20 provision of this section requiring the retention of the goods within the State  
21 during the period allowed for redemption shall not apply to the goods described  
22 in Section 8.

Sec. 19. If the buyer does not redeem the goods within ten days after the  
2 seller has retaken possession, and the buyer has paid at least fifty per cent of  
3 the purchase price at the time of the retaking, the seller shall sell them at public  
4 auction in the State where they were at the time of the retaking, such sale to be  
5 held not more than thirty days after the retaking. The seller shall give to the  
6 buyer not less than ten days' written notice of the sale, either personally or by  
7 registered mail, directed to the buyer at his last known place of business or resi-

8 dence. The seller shall also give notice of the sale by at least three notices posted  
9 in different public places within the filing district where the goods are to be sold  
10 at least five days before the sale. If at the time of the retaking \$500 or more has  
11 been paid on the purchase price, the seller shall also give notice of the sale at  
12 least five days before the sale by publication in a newspaper published or having  
13 a general circulation within the filing district where the goods are to be sold. The  
14 seller may bid for the goods at the resale. If the goods are of the kind described  
15 in Section 8, the parties may fix in the conditional sale contract the place where  
16 the goods shall be resold.

Sec. 20. If the buyer has not paid at least fifty per cent of the purchase  
2 price at the time of the retaking, the seller shall not be under a duty to resell the  
3 goods as prescribed in Section 19, unless the buyer serves upon the seller, within  
4 ten days after the retaking, a written notice demanding a resale, delivered per-  
5 sonally or by registered mail. If such notice is served, the resale shall take  
6 place within thirty days after the service, in the manner, at the place and upon  
7 the notice prescribed in Section 19. The seller may voluntarily resell the goods  
8 for account of the buyer on compliance with the same requirements.

Sec. 21. The proceeds of the resale shall be applied (1) to the payment of  
2 the expenses thereof, (2) to the payment of the expenses of retaking, keeping  
3 and storing the goods, (3) to the satisfaction of the balance due under the con-  
4 tract. Any sum remaining after the satisfaction of such claims shall be paid to  
5 the buyer.

Sec. 22. If the proceeds of the resale are not sufficient to defray the ex-  
2 penses thereof, and also the expenses of retaking, keeping and storing the goods  
3 and the balance due upon the purchase price, the seller may recover the defi-  
4 ciency from the buyer, or from anyone who has succeeded to the obligations of  
5 the buyer.

Sec. 23. Where there is no resale, the seller may retain the goods as his  
2 own property without obligation to account to the buyer except as provided in  
3 Section 25, and the buyer shall be discharged of all obligations.

Sec. 24. After the retaking of possession as provided in Section 16 the buyer  
2 shall be liable for the price only after a resale and only to the extent provided  
3 in Section 22. Neither the bringing of an action by the seller for the recovery  
4 of the whole or any part of the price, nor the recovery of judgment in such  
5 action, nor the collection of a portion of the price, shall be deemed inconsistent  
6 with a later retaking of the goods as provided in Section 16. But such right  
7 of retaking shall not be exercised by the seller after he has collected the en-  
8 tire price, or after he has claimed a lien upon the goods, or attached them, or  
9 levied upon them as the goods of the buyer.

Sec. 25. If the seller fails to comply with the provisions of Sections 18,  
2 19, 20, 21 and 23 after retaking the goods, the buyer may recover from the  
3 seller his actual damages, if any, and in no event less than one-fourth of the  
4 sum of all payments which have been made under the contract, with interest.

Sec. 26. No act or agreement of the buyer before or at the time of making  
2 of the contract, nor any agreement or statement by the buyer in such contract,  
3 shall constitute a valid waiver of the provisions of Sections 18, 19, 20, 21 and  
4 25, except that the contract may stipulate that on such default of the buyer  
5 as is provided for in Section 16, the seller may rescind the conditional sale,  
6 either as to all the goods or as to any part thereof for which a specific price  
7 was fixed in the contract. If the contract thus provides for rescission, the  
8 seller at his option may retake such goods without complying with or being  
9 bound by the provisions of Sections 17 to 25, inclusive, as to the goods retaken,  
10 upon crediting the buyer with the full purchase price of those goods. So much  
11 of this credit as is necessary to cancel any indebtedness of the buyer to the  
12 seller shall be so applied, and the seller shall repay to the buyer on demand  
13 any surplus not so required.

Sec. 27. After the delivery of the goods to the buyer and prior to the re-  
2 taking of them by the seller, the risk of injury and loss shall rest upon the  
3 buyer. The increase of the goods shall be subject to the same conditions as the  
4 original goods.

Sec. 28. This Act shall not apply to conditional sales made prior to the  
2 time when it takes effect.

Sec. 29. In any case not provided for in this Act the rules of law and  
2 equity, including the law merchant, and in particular those relating to principal  
3 and agent and to the effect of fraud, misrepresentation, duress or coercion,  
4 mistake, bankruptcy, or other invalidating cause, shall continue to apply to  
5 conditional sales.

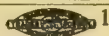
Sec. 30. This Act shall be so interpreted and construed as to effectuate  
2 its general purpose to make uniform the law of those states which enact it.

Sec. 31. This Act may be cited as the Uniform Conditional Sales Act.

Sec. 32. Except so far as they are applicable to conditional sales made  
2 prior to the time when this Act takes effect, the following Acts shall be and  
3 hereby are repealed.







1 Adopted May 5, 1921.

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AMENDMENT NO. 1.

Amend printed House Bill No. 161, on pages 3 and 4 by striking out all of Section 7 and inserting in lieu thereof the following:

“Sec. 7. If the goods are so affixed to realty, at the time of a conditional sale or subsequently as to become a part thereof, the reservation of property shall be void after the goods are so affixed as against subsequent purchasers of the realty for value and without notice of the conditional seller’s title, unless the conditional sale contract, or a copy thereof, together with a statement signed by the seller briefly describing the realty and stating that the goods are or are to be affixed thereto, shall be filed before such purchase in the office where a deed of the realty would be recorded or registered to affect such realty. As against the owner of realty without notice of the condition the reservation of the property in goods by a conditional seller shall be void when such goods are to be so affixed to the realty as to become part thereof, unless the conditional sale contract, or a copy thereof, together with a statement signed by the seller briefly describing the realty and stating that the goods are to be affixed thereto, shall be filed before they are affixed, in the office where a deed would be recorded or registered to affect such realty.

If the realty is registered under the provisions of ‘An Act concerning land titles,’ approved May 1, 1897, instead of the conditional sales contract being so filed, a memorial thereof shall be entered by the registrar of titles upon the proper folium of the register and upon the owner’s duplicate certificate of title, it being made to appear to

19 the registrar, that the buyer is the owner in fee simple of the realty and that the seller  
20 has the title or interest proposed to be registered."

#### AMENDMENT NO. 2.

Amend printed House Bill No. 161, on page 5, in Section 10, line 10, by striking  
2 out the word "ten" and inserting in lieu thereof the word "fifty."

#### AMENDMENT NO. 3.

Amend printed House Bill No. 161, on page 5, in Section 12, line 11, by striking  
2 out the words "ten cents, except that" and inserting in lieu thereof the words "fifty  
3 cents, and."

#### AMENDMENT NO. 4.

Amend printed House Bill No. 161, on page 11, Section 29, by striking out the  
2 period at the end of said section and adding at the end of said section the following  
3 words "and nothing contained in this act shall operate to waive the lien of the seller  
4 upon the goods by virtue of the conditional sale or to deprive him of his rights to fore-  
5 close such lien in equity."

#### AMENDMENT NO. 5.

Amend printed House Bill No. 161, on page 11, by striking out all of Section 32.

#### AMENDMENT NO. 6.

Amend printed House Bill No. 161, on page 3, in Section 6, line 1, after the words  
2 "shall be" by inserting the following words "acknowledged by the vendee, lessee or  
3 bailee before some person authorized by law to take acknowledgments of deeds and  
4 shall be."

#### AMENDMENT NO. 7.

Amend printed House Bill No. 161, on page 3, in Section 6, by striking out the  
2 words "it shall not be necessary to the validity of such" in line 3 and all of lines 4, 5  
3 and 6.

## AMENDMENT NO. 8.

Amend printed House Bill No. 161, by adding thereto a section to be known as  
2 Section 32, which shall read as follows:

Sec. 32. Except so far as it is applicable to conditional sales made prior to the  
2 time when this Act takes effect, the following Act shall be and hereby is repealed.

3 "An Act concerning contracts for the conditional sale or lease of railroad, street car  
4 equipment, and rolling stock, and providing for the record thereof," approved June 20,  
5 1893, in force July 1, 1893.

## AMENDMENT NO. 9.

Amend printed House Bill No. 161, on page 2, in Section 1, line 17, after the word  
2 "emblems" by striking out the word "industrial."





- 1 Introduced by Mr. S. B. Turner, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to provide for the confinement of certain persons afflicted with a communicable venereal disease in cities of over 100,000 population.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The city council of each city of this State  
3 which has a population of 100,000 or more, shall establish a district of segre-  
4 gation for the confinement and proper medical treatment of persons who are  
5 found to be suffering from a communicable venereal disease and who are ordered  
6 to be confined to such district as provided in this Act.

Sec. 2. When it appears to any judge, justice or magistrate in any city hav-  
2 ing a population of 100,000 or more from the evidence or otherwise that any  
3 person who comes before him on any criminal charge may be suffering from any  
4 communicable venereal disease, it shall be the duty of such judge, justice, or  
5 magistrate to cause such person to be examined and if such person is found to  
6 be afflicted with a communicable venereal disease, the judge, justice or magis-  
7 trate may order such person to be confined to the district of segregation for per-



8    sons so afflicted for such term as the court may impose or until such person is  
9    cured of such disease. And in case any person who has once been confined to  
10   such district comes before a judge, justice or magistrate on a criminal charge  
11   it shall be the duty of the judge, justice or magistrate to have such person ex-  
12   amined for the purpose of ascertaining if such person is afflicted with a commu-  
13   nicable venereal disease.



- 1 Introduced by Mr. Harry Wilson, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to amend Section 272 of an Act entitled “An Act to establish and maintain a system of free schools,” approved and in force June 12, 1909.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 272 of an Act entitled, “An  
3 Act to establish and maintain a system of free schools,” approved and in force  
4 June 12, 1909, as amended, be and the same is hereby amended so as to read as  
5 follows:

Sec. 272. The proceedings of the State Teachers’ Association, when  
2 approved by the Superintendent of Public Instruction, shall be printed, bound  
3 and *distributed* by the Secretary of State; on the same terms as the proceedings  
4 of the State boards, and the Auditor of Public Accounts shall draw his warrant  
5 therefor on the State Treasurer to be paid out of the appropriation for print-  
6 ing, upon a voucher properly certified by the Board of Commissioners of State  
7 Contracts.





- 1 Introduced by Mr. Harry Wilson, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act entitled, "An Act to legalize the organization of certain high school districts."

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That in all cases where a majority of the  
3 inhabitants of any compact and contiguous territory, regardless of sex, voting  
4 on the proposition, having voted at any election called for the purpose by the  
5 County Superintendent of Schools, in favor of the organization of such terri-  
6 tory into a community high school district, and where, at a subsequent election,  
7 similarly called and held a board of education has been chosen for such district,  
8 each such election is hereby made legal and valid, and such territory is hereby  
9 declared legally and validly organized and established as a high school district,  
10 and a valid and existing school district and body politic and corporate of this  
11 State for the purpose of establishing and maintaining a high school. The board  
12 of education acting for such district is hereby declared to be the duly constituted  
13 authority thereof, and each such board shall hereafter consist of five members,

14 and shall be elected and organized in the same manner and have the powers and  
15 discharge the duties of boards of education of school districts as provided by  
16 Sections 86, 91, 126 and 127 of an Act entitled, "An Act to establish and main-  
17 tain a system of free schools," approved and in force June 12, 1909, as said sec-  
18 tions now exist or may from time to time be amended or supplemented.

Sec. 2. All acts and proceedings heretofore done, had or performed, by  
2 each such district and the persons from time to time elected and acting as the  
3 board of education thereof, such as are authorized to be done, had performed by  
4 school districts or boards of education thereof by the general school laws of the  
5 State, are hereby declared to be legal and valid in all respects.

Sec. 3. All pending actions attacking the organization of districts coming  
2 under the provisions of this Act shall abate.

Sec. 4. The invalidity of any section of this Act shall not affect the remain-  
2 der thereof.

Sec. 5. Whereas, an emergency exists, therefore this Act shall be in full  
2 force and effect and after its passage and approval.





- 1 Introduced by Mr. Harry Wilson, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act entitled, "An Act to legalize the organization of high school districts having within the boundaries thereof all or part of a school district established by special legislative acts."

---

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That in all cases where a majority of the  
3 inhabitants, regardless of sex, of any compact and contiguous territory, hav-  
4 ing therein all or part of a school district established by special legislative act,  
5 voting on the proposition, having voted at any election called by the County Su-  
6 perintendent of Schools for the purpose, in favor of the organization of such ter-  
7 ritory into a community high school district, and where at a subsequent election  
8 similarly called and held a board of education has been chosen for such district,  
9 each such election is hereby made legal and valid, and such territory is hereby  
10 declared legally and validly organized and established as a community high  
11 school district, and a valid and existing school district and body politic and cor-  
12 porate of this State for the purpose of establishing and maintaining a high

13 school. The board of education voting for each such district is hereby declared  
14 to be the duly constituted authority thereof, and each such board shall hereafter  
15 consist of five members, and shall be elected and organized in the same manner  
16 and have the powers and discharge the duties of boards of education of school  
17 districts as provided by Sections 86, 91, 126 and 127 of an Act entitled, "An Act  
18 to establish and maintain a system of free schools," approved and in force June  
19 12, 1909, as said sections now exist or may from time to time be amended or  
20 supplemented.

Sec. 2. All acts and proceedings heretofore done, had or performed, by  
2 each district and the persons from time to time elected and acting as the board of  
3 education thereof, such as are authorized to be done, had or performed by school  
4 districts or boards of education thereof by the general school laws of the State,  
5 are hereby declared to be legal and valid in all respects.

Sec. 3. The provisions of each special legislative act establishing a school  
2 district are hereby specifically repealed insofar as such provisions are in conflict  
3 with the right of each community high school district hereby validated to estab-  
4 lish and maintain a high school, and this Act shall be construed as evidencing a  
5 legislative intent to repeal such conflicting provisions and to legalize and validate  
6 each such community high school district including within its boundaries all or  
7 part of a school district established by special legislative act.

Sec. 4. All pending actions attacking the organization of districts coming  
2 under the provisions of this Act shall abate.

Sec. 5. The invalidity of any section of this Act shall not affect the remain-  
2 der thereof.

Sec. 6. Whereas, an emergency exists, therefore this Act shall be in full  
2 force and effect from and after its passage and approval.



- 1 Introduced by Mr. Young, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

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## A BILL

For an Act to amend Section 2 of an Act entitled, "An Act concerning the levy and extension of taxes," approved May 9, 1901, in force July 1, 1901, as amended by an Act entitled, "An Act to amend Section 2 of an Act entitled, 'An Act concerning the levy and extension of taxes,' approved May 9, 1901, in force July 1, 1901, as subsequently amended," approved June 30, 1919, in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That Section 2 of an Act entitled, "An Act concerning the levy and extension of taxes," approved May 9, 1901, in force July 1, 1901, as subsequently amended, be and the same is hereby further amended to read as follows:

"Section 2. The county clerk in each county shall ascertain the rates per cent required to be extended upon the assessed valuation of the taxable property in the respective towns, townships, districts, incorporated cities and villages in his county, as equalized by the State Board of Equalization for the

5 current year, to produce the several amounts certified for extension by the tax-  
6 ing authorities in said county (as the same shall have been reduced as herein-  
7 before provided in all cases where the original amounts exceed the amount au-  
8 thorized by law): Provided, however, that if the aggregate of all taxes (exclu-  
9 sive of state taxes, township taxes, village taxes, levee taxes, public tubercu-  
10 losis sanitarium taxes, pension fund taxes, school building taxes, high school  
11 taxes, district school taxes and all other school taxes in school districts having  
12 not more than 100,000 inhabitants, road and bridge taxes, and taxes levied for  
13 the payment of the principal of and the interest on bonded indebtedness of cities,  
14 and for the payment of the principal of and the interest on park bonds hereafter  
15 issued, and exclusive of taxes levied pursuant to the mandate or judgment  
16 of any court of record on any bonded indebtedness), certified to be extended  
17 against any property in any part of any taxing district or municipality, shall  
18 exceed two per cent of the assessed valuation thereof upon which the taxes are  
19 required to be extended, the rate per cent of the tax levy of such taxing dis-  
20 trict or municipality shall be reduced as follows: The county clerk shall re-  
21 duce the rate per cent of the tax levy of such taxing district or municipality  
22 in the same proportion in which it would be necessary to reduce the highest  
23 aggregate per cent of all the tax levies (exclusive of State taxes, township  
24 taxes, village taxes, levee taxes, public tuberculosis sanitarium taxes, pension  
25 fund taxes, school building taxes, high school taxes, district school taxes and  
26 all other school taxes in school districts having not more than 100,000 inhab-  
27 itants, road and bridge taxes, and taxes levied for the payment of the principal  
28 of and the interest on bonded indebtedness of cities, and for the payment of the  
29 principal of and the interest on park bonds hereafter issued, and exclusive of  
30 taxes levied pursuant to the mandate or judgment of any court of record on  
31 any bonded indebtedness), certified for extension upon any of the taxable prop-  
32 erty in said taxing district or municipality, to bring the same down to two  
33 per cent of the assessed value of said taxable property upon which said taxes  
34 are required by law to be extended: Provided, further, that in reducing tax



35 levies hereunder from the taking effect of this Act to and including the year  
36 A. D. 1921, the rate per cent of the tax levy for county purposes in counties  
37 having a population of over 300,000 shall not be reduced below a rate of thirty-  
38 six and two-third cents on each one hundred dollars assessed value (exclusive  
39 of levies to pay the principal of and interest on bonded indebtedness and judg-  
40 ments and mothers' pension fund), and thereafter shall not be reduced below a  
41 rate of thirty cents on each one hundred dollars assessed value (exclusive of  
42 levies to pay the principal and interest on bonded indebtedness, judgments and  
43 mothers' pension fund), and in counties having a population of less than  
44 300,000 the rate of the tax levy for county purposes shall not be reduced below  
45 a rate of fifty cents on each one hundred dollars assessed value (exclusive of  
46 levies to pay the principal of and interest on bonded indebtedness and judg-  
47 ments), and the rate per cent of the tax levy for city or village purposes (ex-  
48 clusive of library, public tuberculosis sanitarium, pension fund, school and  
49 park purposes and exclusive of the taxes levied for the payment of the prin-  
50 cipal of and interest on bonded indebtedness in cities and villages having a  
51 population of over 150,000 shall not be reduced below a rate of one dollar and  
52 forty-three and one-third cents ( $\$1.43\frac{1}{3}$ ) on each one hundred dollars  
53 assessed value, and the rate per cent of the school tax for educational purposes  
54 shall not be reduced below a rate of one dollar and twenty cents on each one  
55 hundred dollars assessed value, and the rate per cent of the tax levy for library  
56 purposes shall not be reduced below a rate of five and one-third cents on each  
57 one hundred dollars assessed value, and the rate per cent of the tax levy for city  
58 or village purposes (exclusive of library, school and park purposes, and exclu-  
59 sive of the taxes levied for the payment of the principal of and the interest on  
60 bonded indebtedness and judgments) in cities and villages having a population  
61 of less than 150,000, shall not be reduced below a rate of one dollar and thirty-  
62 three and one-third cents ( $\$1.33\frac{1}{3}$ ) on each one hundred dollars assessed  
63 value, and the rate per cent of the school tax levy for educational purposes  
64 shall not be reduced below the maximum rate allowed by law and the rate per



65 cent of the tax levy for park purposes in districts organized and existing under  
 66 an Act entitled, "An Act to provide for the creation of pleasure driveway and  
 67 parks districts," approved June 19, 1893, in force July 1, 1893, shall not be re-  
 68 duced below a rate of forty cents on each one hundred dollars assessed value  
 69 (exclusive of levies to pay the principal and interest on bonded indebtedness  
 70 and judgments), *and the rate per cent of the tax levies for park purposes in*  
 71 *districts comprising any three towns, organized and existing under and in pur-*  
 72 *space of any Act or Acts of the General Assembly of this State, which has or*  
 73 *have been submitted to the legal voters of such three towns and by them respec-*  
 74 *tively adopted, for the purpose of locating, establishing, enclosing, improving*  
 75 *or maintaining any public park, boulevard, driveway, highway or other public*  
 76 *work or improvement, shall not be reduced below a rate of forty cents (\$0.40)*  
 77 *on each one hundred dollars assessed value (exclusive of levies for employees'*  
 78 *pensions and policemen's pensions, and levies to pay the principal and interest*  
 79 *on bonded indebtedness and judgments), but the other taxes which are subject*  
 80 *to reduction under this section shall be subject only to such reduction, respec-*  
 82 *tively as would be made therein under this section if this proviso were not in-*  
 83 *serted herein: And, provided, further, in reducing tax levies hereunder, all*  
 84 *school taxes levied in cities exceeding 150,000 inhabitants, with the exception*  
 85 *of the levy for school building purposes, shall be included in the taxes to be*  
 86 *reduced.*

87 The rate per cent of the tax levy of every county, city, village, town, town-  
 88 ship, park district, sanitary district, road district, and other public authorities  
 89 (except the State), shall be ascertained and determined (and reduced when  
 90 necessary as above provided) in the manner hereinbefore specified, and shall  
 91 then be extended by the county clerk upon the assessed value of the property  
 92 subject thereto (being one-half of the full value thereof) as equalized accord-  
 93 ing to law. In reducing the rate per cent of any tax levy as hereinbefore pro-  
 94 vided, the rates per cent of all tax levies certified to the county clerk for ex-  
 95 tension as originally ascertained and determined under Section 1 of this Act,

96 shall be used in ascertaining the aggregate of all taxes certified to be extended  
97 without regard to any reduction made therein under this section: Provided,  
98 that no reduction of any tax levy made hereunder shall diminish any amount  
99 appropriated by corporate or taxing authorities for the payment of the prin-  
100 cipal or interest on bonded debt, or levied pursuant to the mandate or judgment  
101 of any court of record. And to that end every such taxing body shall certify to  
102 the county clerk, with its tax levy, the amount thereof required for any such  
103 purposes.

104 . In case of a reduction hereunder any taxing body whose levy is affected  
105 thereby and whose appropriations are required by law to be itemized, may, after  
106 the same have been ascertained, distribute the amount of such reduction  
107 among the items of its appropriations, with the exceptions aforesaid, as it may  
108 elect. If no such election is made within three months after the extension of  
109 such tax, all such items, except as above specified, shall be deemed to be re-  
110 duced pro rata.”





- 1 Introduced by Mr. Young, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend an Act entitled, "An Act to enable park commissioners to maintain, improve and govern parks, boulevards, driveways, highways, promenades and pleasure grounds under their control," approved June 30, 1919, in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to enable park commissioners to maintain, improve and govern parks, boulevards, driveways, highways, promenades and pleasure grounds under their control," approved June 30, 1919, in force July 1, 1919, be and the same hereby is amended to read as follows:

"Sec. 1. That persons who have been or may be appointed or otherwise selected as commissioners or officers, and constituted a board of public park commissioners for any three towns under and in pursuance of any Act or Acts of the General Assembly of this State, which has, or have been or may be submitted to the legal voters of such three towns and by them respectively adopted for the

6 purpose of locating, establishing, enclosing, improving or maintaining any pub-  
7 lic park, boulevard, driveway, highway or other public work or improvement,  
8 shall, in addition to the amount of money now authorized to be raised by any  
9 such board by taxation on the property embraced in such park district in such  
10 three towns, be annually allowed a sum not exceeding one mill on each dollar of  
11 taxable property embraced in such park district, according to the valuation of the  
12 same, as made for the purpose of State and county taxation by the general as-  
13 sessment last preceding the time when such one mill tax shall be levied. And  
14 the county clerk of the county in which said park district is located, or such other  
15 officer or officers, as are by law authorized to spread or assess taxes for park  
16 purposes and other purposes, shall on receiving a certificate from such board of  
17 park commissioners that the amount mentioned in such certificate not exceeding  
18 the amount aforesaid is necessary for the proper improvement, governance and  
19 maintenance of the park property under its control, spread and assess such  
20 amount upon the taxable property embraced in such park district, the same as  
21 other park taxes are by law spread and assessed, the same shall be collected and  
22 paid over the same as other park taxes are now required by law to be collected  
23 and paid.”





- 1 Introduced by Mr. Young, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

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## A BILL

For an Act to amend section 162 of an Act entitled, “An Act for the assessment of property and for the levy and collection of taxes,” approved March 30, 1872, in force July 1, 1872.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That section 162 of an Act entitled, “An  
3 Act for the assessment of property and for the levy and collection of taxes,”  
4 approved March 30, 1872, in force July 1, 1872, be and the same is hereby  
5 amended to read as follows:

§ 162. The collector shall receive taxes on part of any lot, piece or parcel  
2 of land charged with taxes, when a particular specification of the part is fur-  
3 nished. If the tax on the remainder of such lot or parcel of land shall remain  
4 unpaid, the collector shall enter such specification in his return, so that the part  
5 on which the tax remains unpaid may be clearly known. The tax may be paid  
6 on an undivided share of real estate. In such case the collector shall designate  
7 on his record upon whose undivided share the tax has been paid. *The collector*

8 shall accept payment for any one or more of the taxes levied by the various tax-  
9 ing authorities which form the aggregate of all the taxes levied on any lot, piece  
10 or parcel of land charged with taxes, or on a part or an undivided share thereof,  
11 or on the personal property of any person or corporation, in all cases where the  
12 person paying the tax shall specify in writing the particular tax or taxes to  
13 which the payment shall be applied, but the collector shall not accept payment  
14 of any amount less than the aggregate of all taxes levied on such lot, piece or  
15 parcel of land or part or undivided share thereof or such personal property  
16 unless the application of the payment is directed as herein provided for.



- 1 Introduced by Mr. Gieseler, February 15, 1921.
- 2 Read by title, ordered printed and referred to Committee on License and Mis-  
cellany.

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## A BILL

For an Act to provide for the licensing of those engaged in the business of repairing, replacing or adjusting mechanical parts of motor vehicles.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* After the first day of October, 1921, it  
3 shall be unlawful for any person to engage in the business of repairing, re-  
4 placing or adjusting mechanical parts of motor vehicles without a license, as  
5 a licensed automobile mechanic, issued by the Department of Registration and  
6 Education. But a person of at least eighteen years of age may engage in  
7 such business under the direct supervision of a licensed automobile mechanic.

Sec. 2. "Automobile mechanic," as used in this Act, means any person  
2 who receives pay or compensation for repairing, replacing or adjusting any  
3 mechanical part or parts of a motor vehicle.

4 "Mechanical part," as used herein, includes any of the accessories for  
5 propulsion, as the motor, electrical system, cooling system, gears, and axles;

6 it does not include the parts of the body or frame work, as the top, the seats, the  
7 wheels, the tires, the fenders and the springs.

Sec. 3. Any person who is twenty-one years of age, and has passed a satis-  
2 factory examination conducted by the Department of Registration and Educa-  
3 tion to determine his fitness to receive a license as a licensed automobile me-  
4 chanic, or who is twenty-one years of age and has been engaged in the business  
5 of an automobile mechanic for one year prior to July 1, 1921, is entitled to re-  
6 ceive a license as a licensed automobile machanic, upon application, proof and  
7 payment of the required fee, made as hereinafter prescribed.

Sec. 4. Every person who desires to obtain a license shall apply therefor  
2 to the Department of Registration and Education on blanks prepared and fur-  
3 nished by the department. Each application shall contain proof of the particu-  
4 lar qualifications required of the applicant, shall be verified by the applicant  
5 under oath and shall be accompanied by the required fee. In case the appli-  
6 cant is entitled to secure a license without examination, the application shall  
7 be accompanied by the affidavits of at least two reputable citizens that the  
8 applicant is a fit and proper person competent to repair, replace and adjust  
9 mechanical parts of motor vehicles. In case the applicant is not entitled to re-  
10 ceive a license without an examination, the application shall be accompanied  
11 by the affidavit of a licensed automobile mechanic that the applicant has re-  
12 ceived at least one year of practical training in the repair, replacement and ad-  
13 justment of the mechanical parts of motor vehicles under the supervision of  
14 such licensed automobile mechanic or by proof that the applicant has satis-  
15 factorily completed a course of training of at least thirty-six weeks in some  
16 school for the training of automobile mechanics, which is approved by the De-  
17 partment of Registration and Education.

Sec. 5. The Department of Registration and Education shall hold exam-  
2 inations of applicants for licenses as licensed automobile mechanics at such

3 times and places as it may determine. The examinations of applicants may  
4 include both practical demonstrations and written and oral tests.

Sec. 6. Whenever the provisions of this Act have been complied with, the  
2 Department of Registration and Education shall issue a license as a licensed  
3 automobile mechanic.

4 Every holder of such license shall display it in a conspicuous place in his  
5 place of business or employment.

Sec. 7. All licenses issued under this Act shall be for one year and shall  
2 expire on the first day of May next after their issuance. Every licensed auto-  
3 mobile mechanic who continues in that business shall, annually, on or before  
4 the first day of May, renew his license and pay the required renewal fee. A  
5 licensed automobile mechanic whose license has expired may have his license  
6 restored only upon payment of the required restoration fee.

Sec. 8. The fee to be paid by an applicant for an examination to deter-  
2 mine his fitness to receive a license is ten dollars (\$10.00).

3 The fee to be paid by an applicant for a license as a licensed automobile  
4 mechanic is five dollars (\$5.00).

5 The fee to be paid upon the renewal of a license is one dollar (\$1.00).

6 The fee to be paid for the restoration of an expired license is five dollars  
7 (\$5.00).

Sec. 9. Each of the following constitutes a misdemeanor, punishable upon  
2 conviction by a fine of not less than \$25.00 nor more than \$200.00:

3 (a) Engaging in the business of an automobile mechanic, unless under  
4 the direct supervision of a licensed automobile mechanic, without a license, as a  
5 licensed automobile mechanic;

6 (b) Permitting any person in one's employ to engage in the business of  
7 an automobile mechanic, unless under the direct supervision of a licensed au-  
8 tomobile mechanic without a license as a licensed automobile mechanic;



9       (c) The obtaining of, or an attempt to obtain, a license, or business as  
10 an automobile mechanic by fraudulent misrepresentation;

11       (d) The making of any wilfully false oath or affirmation whenever an  
12 oath or affirmation is required by this Act.

Sec. 10. The Department of Registration and Education shall keep a  
2 record, which shall be open to public inspection at all reasonable times, of its  
3 proceedings relating to issuance, refusal, or renewal of license. This record  
4 shall also contain the name, known place of business and residence, and the date  
5 and number of the license of every licensed automobile mechanic in this State.



1 Adopted April 12, 1921.

AMENDMENT NO. 1.

Amend the title of House Bill No. 169 by adding the word “assembling”  
2 after the word “repairing” in line two (2) of said title.

AMENDMENT NO. 2.

Amend House Bill No. 169, Section 1, by adding the word “assembling” after  
2 the word “repairing” in line three (3) of said section.

AMENDMENT NO. 3.

Amend House Bill No. 169, Section 2, by adding the word “assembling” after  
2 the word “repairing” in line two (2) of said Section 2.

AMENDMENT NO. 4.

Amend Section 1 of the printed bill by striking out the word “business” in  
2 line 3 thereof and inserting in lieu thereof the word “work.”

AMENDMENT NO. 5.

Amend Section 1 of the printed bill by inserting in line 4 thereof, after the  
2 word “vehicles” the following: “As an automobile mechanic.”

AMENDMENT NO. 6.

Amend Section 1 of the printed bill by striking out the word “business” in  
2 line 7 thereof and inserting in lieu thereof the word “work.”

## AMENDMENT NO. 7.

Amend Section 9 of the printed bill by striking out the word "business" in  
2 line 3 thereof and inserting in lieu thereof the word "work."

## AMENDMENT NO. 8.

Amend Section 9 of the printed bill by striking out the word "business" in  
2 line 6 thereof and inserting in lieu thereof the word "work."

## AMENDMENT NO. 9.

Amend Section 9 of the printed bill by striking out the word "business" in  
2 line 9 thereof and inserting in lieu thereof the word "employment."

## AMENDMENT NO. 10.

Amend Section 9 of the printed bill by adding thereto the following, after  
2 line 12 thereof:  
3 "All fines and penalties collected for violation of this Act shall inure to the  
4 Department of Registration and Education."



- 1 Introduced by Mr. Arnold, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Farm Drainage.

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## A BILL

For an Act to amend an Act entitled, "An Act to provide for the construction, reparation and protection of drains, ditches and levees across the lands of others for agricultural, sanitary and mining purposes and to provide for the organization of drainage districts," approved May 29, 1879, in force May 29, 1879, as subsequently amended, by amending Section forty-two (42) thereof.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act entitled, "An Act to provide  
3 for the construction, reparation and protection of drains, ditches and levees  
4 across the lands of others for agricultural, sanitary and mining purposes and to  
5 provide for the organization of drainage districts," approved May 29, 1879, in  
6 force May 29, 1879, as subsequently amended, be and the same is hereby  
7 amended by amending Section forty-two (42) to read as follows:

Sec. 42. The commissioners shall hold their meetings for the transaction of  
2 business in the county or counties in which the district is located, and shall re-  
3 ceive for their services the sum of *five dollars per day in districts containing not*

4 *to exceed twenty thousand acres, six dollars per day in districts containing over*  
5 *twenty thousand acres and not to exceed fifty thousand acres, seven dollars per*  
6 *day in districts containing over fifty thousand acres and not to exceed one hun-*  
7 *dred thousand acres, and eight dollars per day in districts containing over one*  
8 *hundred thousand acres, and their necessary traveling and other expenses, for*  
9 *each day they shall be actually engaged in the business of their office. The com-*  
10 *missioners shall present an itemized account, under oath, to the County Court, of*  
11 *the amounts due them respectively, which account shall be audited at least once*  
12 *a year by said County Court, and certified by said court to their treasurer, to be*  
13 *paid by him on said certificate. Such itemized account or accounts shall be sub-*  
14 *ject to the approval of the court as provided by Section forty-one (41) of this*  
15 *Act. The Clerk of the County Court shall receive for his services hereunder such*  
16 *fees as are allowed by law for similar services in said County Court.*





1 Adopted March 15, 1921.

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AMENDMENT NO. 1.

Amend printed House Bill No. 170 by striknig out all words following the  
2 word "day" in the third line, down to and including all words down to the  
3 words "and" in the eighth line, on page 2, in Section 42.

AMENDMENT. NO. 2.

Amend printed House Bill No. 170 by striking out from line 8, on page 2  
2 of the bill, the two words, " and other."





- 1 Introduced by Mr. Bippus, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend Sections 8 and 9 of "An Act to provide for the organization of park districts and the transfer of submerged lands to those bordering on navigable bodies of water," approved June 24, 1895, in force July 1, 1895, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Sections 8 and 9 of "An Act to provide for the organization of park districts and the transfer of submerged lands to those bordering on navigable bodies of water," approved June 24, 1895, in force July 1, 1895, are amended to read as follows:

Sec. 8. As soon after such board shall be constituted as aforesaid, the members thereof shall decide by lot at a meeting where all of said members are present as to the respective term for which each shall hold office. The *two* drawing the longest term shall serve for *six* years; the *two* drawing the next longest term shall serve for *four* years; and the one drawing the shortest term shall serve for *two* years, respectively, from the next election *in the odd year specified in Section 9 as an election at which commissioners may be elected*, after the or-

ganization of the district in which they are elected, or until their successors shall be duly elected and qualified, as hereinafter provided. *It is the purpose of this section that the first members of such board shall serve until the next election in an odd year, so specified, in addition to their six, four or two year terms.*

Sec. 9. *The commissioners shall be elected for six year terms in all districts hereafter organized with the exception provided in Section 8 as to those first elected. In districts hereafter organized under this Act, a successor to the member whose term first expires under the terms of Section 8 shall be elected in the election of the odd year in which his term expires; successors to the two members drawing the next longest terms shall be elected in the election of the odd year in which their terms expire; and successors to the two drawing the longest terms shall be elected in the election of the odd year in which their terms expire.*

*In all districts now or hereafter organized, commissioners shall be elected biennially in odd years to take the place of those whose terms expire. Such elections shall take place at the regular township election in April of odd years; except that where park districts organized under this Act are entirely within a city, village or incorporated town within which no township election is held, commissioners shall be elected at the time of the general election of aldermen or trustees, in such city, village or incorporated town; if such city, village or incorporated town has adopted "An Act to amend 'An Act to provide for the incorporation of cities and villages;' approved April 10, 1872, in force July 1, 1872, and all acts amendatory thereto by adding thereto Article XIII," approved March 9, 1910, in force July 1, 1910, as amended, the election for the choice of commissioners under that Act shall constitute one of such elections and the intermediate biennial elections shall be held at the time prescribed for township elections.*

*In park districts organized before the adoption of this amendment there shall be no election for a commissioner in the year 1922, and the remaining members of the board shall fill the vacancy so existing until the election to be held in the year 1923. At an election to be held in the year 1923, two commissioners shall be elected for six year terms. No election of commissioners shall be held in the*

27 year 1924. The vacancy so existing because of the failure to elect a commis-  
28 sion in the year 1924, shall be filled by the remaining members of the board until  
29 the election to be held in the year 1925. In the election of 1925, two commission-  
30 ers shall be elected for six year terms. No election of commissioners shall be  
31 held in the year 1926. The vacancy so existing, because of the failure to elect a  
32 commissioner in the year 1926, shall be filled by the remaining members of the  
33 board until the election to be held in the year 1927. In the election of 1927, one  
34 commissioner shall be elected for a six year term. Thereafter elections shall be  
35 held each two years in the odd years, and successors to commissioners then in  
36 office shall be elected for six year terms to take office upon the expiration of the  
37 terms as provided herein. Commissioners shall serve until their successors are  
38 elected and qualified.

39 Notice of the time and place or places of holding such elections shall be  
40 given by the commissioners of such park district, by posting written or printed  
41 notices in five of the most public places in the district, at least ten days prior to  
42 the election, and by publishing the same in one or more newspapers, if there be  
43 any published in said district; the election shall be conducted in the same manner  
44 and the vote canvassed and the result declared as for township officers.

45 At least one polling place shall be located in each portion of a township in-  
46 cluded in any park district and separate ballot boxes shall be used to receive the  
47 ballots cast for park commissioners, and separate returns of the votes cast with  
48 the ballots thereof shall be made to the president of the board of commissioners  
49 as nearly as may be in the manner now provided for making such returns to the  
50 town clerk, and said board shall within five days after such election canvass said  
51 returns and declare the result of said election and enter a record of such can-  
52 vass and declaration upon its records. *Provided, however,* that this Act shall not  
53 be construed as in any manner amending, modifying or repaling any of the pro-  
54 visions of an Act entitled, "An Act regulating the holding of elections and de-  
55 claring the result thereof in cities, villages and incorporated towns in this  
56 State," approved June 19, 1885. Nor shall the provisions of this Act apply to



57 or affect any city, village or incorporated town that has by vote of the electors  
58 thereof adopted the provisions of the Act hereinabove mentioned insofar as the  
59 provisions of said Act are in conflict herewith. But where any district organized  
60 under this Act or portion thereof shall be located in such city, village or incor-  
61 porated town the election shall be conducted and the returns thereof made and  
62 declared in the same manner as is now provided where a township or portion  
63 thereof is located therein, except that any returns to be made to the town clerk or  
64 the corporate authorities of the township shall be made instead to the president  
65 and the board of commissioners of the district.

66 Vacancies in the board by reason of removal from the district or otherwise  
67 may be filled by appointment by the remaining members of the board; such ap-  
68 pointment to continue until a successor for the unexpired term has been elected  
69 and qualified; at the first *biennial election* after such vacancy occurs, a successor  
70 for the unexpired term shall be elected.



- 1 Introduced by Mr. Etherton, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Banks, Banking  
and Building and Loan Associations.

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## A BILL

For an Act to add Section 73a to "An Act in regard to negotiable instruments payable in money," approved June 5, 1907, in force July 1, 1907.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 73a is added to "An Act in re-  
3 gard to negotiable instruments payable in money," approved June 5, 1907, in  
4 force July 1, 1907, this section to read as follows:

Sec. 73a. *Any bank or trust company which receives for collection or de-*  
2 *posit any instrument drawn upon or payable at any other bank located in another*  
3 *city or town, whether within or without this State, may forward the instru-*  
4 *mena, for collection, directly to the bank on which it is drawn, or at which it is*  
5 *made payable, and is not liable for the failure of the payor bank to account for*  
6 *the proceeds because of its insolvency or other default, if the forwarding bank*  
7 *or trust company uses due diligence in other respects in connection with the*  
8 *collection of the instrument.*





- 1 Introduced by Mr. Fahy, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and Transportation.

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## A BILL

For an Act to provide for the creation of local gasoline transportation districts; for the election of trustees of such districts by the legal voters thereof; for the acquisition by such gasoline transportation districts of a system or systems of gasoline filling stations by condemnation, lease, purchase, construction or otherwise, and for the operation thereof under direction of trustees so elected, and to provide for the raising of revenue therefor.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That whenever any area of contiguous territory shall contain one or more incorporated cities, towns or villages, and shall be so situated that a considerable portion of the inhabitants operate gasoline motor vehicles which conduce to the health, comfort, welfare, convenience or safety of the public, the same may be incorporated as a gasoline transportation district under this Act in the manner following:

Any five thousand (5,000) legal voters resident within the limits of such proposed transportation district may petition the county judge of the county

10 in which the larger part of said territory shall be situated, to cause the question  
11 to be submitted to the legal voters of such proposed district, whether they will  
12 organize as a gasoline transportation district under this Act. Such petition  
13 shall be addressed to said county judge, and shall contain a definite description of  
14 the territory proposed to be included in such district: *Provided, however, that*  
15 no territory shall be included in more than one gasoline transportation district  
16 under this Act.

17       Upon the filing of such petition in the office of the county clerk of the  
18 county in which the larger part of such territory is situated, it shall be the  
19 duty of the county judge, of said county, to call to his assistance two judges  
20 of the Circuit Court of the judicial circuit in which said county is situated; or,  
21 in case the larger part of said territory shall be situated in Cook county, two  
22 of the judges of the Circuit Court of said Cook County, and such judges shall  
23 constitute a board of commissioners who shall have power and authority to  
24 consider and determine the boundaries of any such proposed transportation  
25 district, whether the same shall be described in such petition or otherwise.  
26 Notice shall be given by such county judge of the time and place where such  
27 commissioners will meet, by a publication inserted in one or more news-  
28 papers of general circulation in such county, at least twenty days prior to such  
29 meeting. At such meeting, the county judge shall preside and all persons in  
30 such proposed gasoline transportation district shall have an opportunity to be  
31 heard touching the location and boundaries of such proposed district and to make  
32 suggestions regarding the same; and such commissioners, after hearing state-  
33 ments evidence and suggestions, shall determine and fix the limits and boun-  
34 daries of such proposed district, and for that purpose and to that extent, may  
35 alter and amend such petition.

36       After such determination by said commissioners, or a majority of them,  
37 said county judge shall submit to the legal voters of the proposed gasoline trans-  
38 portation district the question of the organization and establishment of such dis-  
39 trict, as determined by said commissioners, at an election to be held on the



40 first Tuesday after the first Monday in November (or at the time of holding a  
41 city or village election for any city or village within such proposed gasoline  
42 transportation district wherein reside a majority of the legal voters of such pro-  
43 posed gasoline transportation district) then next ensuing, notice whereof shall be  
44 given by said commissioners, at least twenty days prior to such election by pub-  
45 lication in one or more newspapers of general circulation published within such  
46 proposed gasoline transportation district, with a description of such proposed  
47 district. Each legal voter resident within such proposed gasoline transportation  
48 district shall have the right to cast a ballot at such election, with the words there-  
49 on, "For Gasoline Transportation District" and "Against Gasoline Transpor-  
50 tation District," and to indicate his preference for or against the creation of  
51 such proposed transportation district. The ballots so cast shall be received, re-  
52 turned and canvassed in the same manner and by the same officers as is pro-  
53 vided by law in the case of ballots cast for public officials. The election officials  
54 shall cause a statement of the result of such election to be certified to the county  
55 judge, herein before designated, and said county judge shall cause such statement  
56 to be spread upon the records of the County Court wherein he presides. If a ma-  
57 jority of the votes cast upon the question of the incorporation of the proposed  
58 gasoline transportation district shall be in favor of the proposed transportation  
59 district, such proposed district shall thenceforth be an organized gasoline trans-  
60 portation district under this Act.

Sec. 2. All courts in this State shall take judicial notice of the existence of  
2 all gasoline transportation districts organized under this Act. Upon the organi-  
3 zation of any gasoline transportation district under this Act, said county judge  
4 shall call an election to elect trustees of such gasoline transportation district, in  
5 accordance with the provision of this Act, and shall cause notice of such election  
6 of trustees to be posted or published, and perform all other acts in reference to  
7 such election in like manner as nearly as may be, as he is required to perform  
8 with reference to the election of officers in newly organized cities under the pro-

visions of an Act entitled, "An Act to provide for the incorporation of cities and villages," approved April 10, 1872, and amendments thereof.

Sec. 3. In each gasoline transportation district organized under this Act, there shall be elected at the time of holding the first election six trustees, two of whom shall be elected to serve until the first day of May in the odd numbered year next following such election, two to serve until the first day of May two years thereafter, and two to serve until the first day of May four years thereafter; it being the intent and purpose of this Act to have the terms of two of such trustees expire in the first day of May in each odd numbered year. Thereafter the expiration of the terms of the several trustees elected at the first election, their successors shall be elected for a term of six years from the first day of May in the year in which they are elected and until their successors are elected and qualified.

(a) General elections for trustees shall be held on the last Tuesday of February in each odd numbered year. Any supplementary election for trustees held under the provisions of this Act shall be held on the first Tuesday of April next following the holding of such general election. The first election of trustees shall be held on the date fixed by the county judge in accordance with the provisions of Section 2 of this Act, and the supplementary election following such first election shall be held four weeks thereafter.

(b) The candidate or candidates receiving a majority of the votes cast for trustees at any general or special election held hereunder shall be declared elected. If the number of trustees declared elected at such general or special election is not equal to the number of trustees required to be elected, then a supplementary election shall be held as herein provided. If one candidate only receives a majority of the votes cast, then the two candidates receiving the next highest vote less than a majority, and no others, shall be placed upon the ballot as candidates at such supplementary election. In the event that no candidate receives a majority of the votes cast in the general or special election,

28 then the names of the four candidates receiving the highest number of votes at  
29 the preceding general or special election, and no others, shall be placed on the  
30 official ballot; provided, however, that if there be any candidate or candidates,  
31 who, under the provisions of this section would have been entitled to a place  
32 on the ballot at the supplementary election except for the fact that some other  
33 candidate received an equal number of votes, then all such candidates receiv-  
34 ing such equal number of votes shall have their names printed on the ballot as  
35 candidates at such succeeding supplementary election. The candidate or can-  
36 didates receiving the highest number of votes at such supplementary election  
37 shall be declared elected. Such supplementary election shall be deemed a spe-  
38 cial election under the election laws in force in the territory in which such  
39 election shall be held, and shall be governed thereby except insofar as such  
40 laws may be inconsistent with the provisions of this Act.

41 (c) All nominations for trustees shall be by petition. All petitions for  
42 nomination of candidates shall be signed by such number of the legal voters  
43 of such district as will aggregate not less than five per cent of all the votes cast  
44 for governor in the territory embraced in such district at the last general elec-  
45 tion. All such petitions, and procedure with respect thereto, shall conform in  
46 other respects to the provisions of the election and ballot laws then in force in  
47 the territory in which such election shall be held. The method of nomination  
48 herein provided is exclusive of and replaces all other methods heretofore pro-  
49 vided by law.

50 (d) Any candidate for trustee under the provisions of this Act may with-  
51 draw his name as such candidate by filing with the county clerk of the county  
52 in which the greater part of the territory of such transportation district is  
53 located, not later than 20 days before the holding of the election, his written  
54 request signed by him and duly acknowledged before an officer qualified to  
55 take acknowledgments of deeds, whereupon his name shall not be printed as a  
56 candidate upon the official ballot.



57 (e) If any candidate entitled to a place on the official ballot at any sup-  
58 plementary election held hereunder shall die or withdraw his candidacy before  
59 such supplementary election, then the name of the candidate who shall have  
60 received the next highest number of votes in the general or special election  
61 preceding such supplementary election shall be printed on the ballot at the en-  
62 suing supplementary election in lieu of the name of the candidate who shall  
63 have died or withdrawn his candidacy.

64 (f) Ballots to be used in general, special or supplementary elections held  
65 under the provisions of this Act, in addition to other requirements of law shall  
66 conform to the following requirements:

67 (1) At the top of the ballots shall be printed in capital letters words desig-  
68 nating the ballots. If a general or special trustee election, the words shall be,  
69 "Gasoline Transportation District official election ballot"; if a supplementary  
70 election, the words shall be, "Gasoline Transportation District official supple-  
71 mentary election ballot."

72 (2) Beginning not less than one inch below such designating words, and  
73 extending across the face of the ballot, the title of the office to be filled shall be  
74 printed in capital letters.

75 (3) The names of candidates for different terms of service therein (if  
76 any there be) shall be arranged and printed in groups according to the length  
77 of such terms.

78 (4) Immediately below the title of each office or group heading indicating  
79 the term of office, shall be printed in small letters the direction to voters, "vote  
80 for one," or "vote for two," as the case may be.

81 (5) Following thereupon shall be printed the names of the candidates for  
82 trustees according to the terms thereof, and below the name of each candidate  
83 shall be printed his place of residence, stating the street and number, if any.  
84 The names of candidates shall be printed in capital letters not less than one-  
85 eight nor more than one-fourth inch in height, and immediately at the left of  
86 the name of each candidate shall be printed a square, the sides of which shall

87 not be less than one-fourth inch in length. The names of all the candidates for  
88 each office shall be printed in a column and arranged in the order hereinafter  
89 designated; all the names of candidates shall be printed in uniform type; the  
90 place of residence of such candidate shall be printed in uniform type; and the  
91 squares upon said ballots shall be of uniform size; and spaces between the names  
92 of the candidates for the same office shall be of uniform size.

93 (6) Said ballots shall be prepared in as many series as there are candi-  
94 dates in the group in which there is the largest number of names. The ballots  
95 of the first series shall contain the names of all the candidates for each group  
96 to be filled, one immediately following the other in alphabetical order accord-  
97 to their surnames; the ballots of the second series shall be like those of  
98 the first series, except that the name appearing first in the list of candidates  
99 for each group in said first series shall, in the second series, be printed after  
100 all other names in the list of candidates for such group; the ballots of the third  
101 series shall be like those of the second series except that the name first appear-  
102 ing in the list of candidates for each group in said second series shall be  
103 printed after all the other names in the list of candidates for such group; and  
104 so on successively, the name at the top of any list of candidates for each group  
105 in any series being placed at the bottom of the respective lists of candidates  
106 for such group in each succeeding series, until the name of each candidate for  
107 each group shall appear at least once at the head of the list of candidates for  
108 such group. The different series of ballots shall be distributed in substantial  
109 equality among all the voting precincts comprised in such transportation dis-  
110 trict, provided that ballots of no more than one series shall be distributed to one  
111 voting precinct.

112 (g) Each voting precinct in such transportation district shall be allotted  
113 at each general, special or supplementary election held therein a number of  
114 ballots equal to the total number of votes cast for governor in such precinct  
115 at the next preceding general election and in addition thereto ten per cent. On  
116 the back or outside of the ballot of each voting precinct shall be printed proper



117 words so as to be visible when said ballot is folded, designating said ballot, the  
118 precinct, the date of the election, and exhibiting a fac simile signature of the  
119 election official having in charge the printing of the ballots.

120       (h) No party name, party initial, party circle, platform, principle, appel-  
121 lation or distinguishing mark of any kind shall be printed upon any election  
122 ballot used at any election held under the provisions of this Act. If any party  
123 primary election or any election for any office other than transportation dis-  
124 trict trustees shall be held at the same time with any transportation district  
125 election, the ballots for transportation district trustees shall be separate from  
126 all other ballots, except that any question relating to such transportation dis-  
127 trict submitted to the voters thereof and not required by law to be submitted  
128 on a separate ballot, shall be submitted upon the same ballot as that used for  
129 transportation district trustees.

130       (i) In all elections held hereunder, whether general, special or supple-  
131 mentary, the polls shall be opened at six o'clock in the morning and remain  
132 open until four o'clock in the afternoon; provided, if any elections hereunder  
133 shall fall on the same day as any city, village or township election, then the  
134 polls of such city, village or township shall remain open for the election of  
135 trustees of such transportation district during the same hours as they are  
136 open for such city, village or township election.

137       (j) Any candidate for trustee under the provisions of this Act may ap-  
138 point in writing over his signature not more than one representative for each  
139 place of voting who shall have the right to act as challenger and watcher for  
140 such candidate at any election at which his name is being voted upon. Such  
142 challenger and watcher shall have the same powers and privileges as a chal-  
143 lenger and watcher under the election laws of Illinois. No political party shall  
144 have the right to keep any challenger or watcher at any polling place at any  
145 election held under the provisions of this Act unless candidates for some  
146 office other than transportation district trustees are to be voted for the same  
147 time.

148 (k) No certificate of election shall be given to any candidate who shall be  
149 declared elected at any general or special election held hereunder until after  
150 the date fixed by this Act for the holding of the supplementary election herein  
151 provided for.

152 (1) In all elections for trustees each elector resident in such gasoline  
153 transportation district may vote for as many candidates as there are trustees to  
154 be elected, but no elector may give to such candidates more than one vote each, it  
155 being the intent and purpose of this Act to prohibit cumulative voting in the  
156 election of members of the board of trustees of such transportation district.

157 When a vacancy shall occur in the office of trustee of any local gasoline  
158 transportation district organized under the provisions of this Act, the vacancy  
159 shall be filled by appointment by the board of trustees of such district, and the  
160 person so appointed to fill such vacancy shall perform the duties of a trustee of  
161 said district until the next regular election shall be held as herein provided, at  
162 which time a trustee shall be elected to fill the remainder of the unexpired term.

163 Such gasoline transportation district shall, from the time of the first elec-  
164 tion held by it under this Act, be a body corporate, and politic, by the name and  
165 style of "Gasoline Transportation District of....." and by such name  
166 and style may be sued, contract and be contracted with, acquire and hold real  
167 estate and personal property necessary for corporate purposes, and may sell  
168 and dispose of the same when no longer needed for the purposes of such dis-  
169 trict, adopt a corporate seal, and alter the same at pleasure.

Sec. 4. The trustees elected in pursuance of the provisions of this Act shall  
2 constitute a board of trustees for the gasoline transportation district in which  
3 they are elected, and which board of trustees are hereby declared to be corporate  
4 authorities of such gasoline transportation district and shall exercise all the  
5 powers and manage and control all the affairs and property of such district.  
6 Said board of trustees shall elect annually from their membership, a president  
7 and vice president, and shall have the right to elect outside their membership

8 a clerk, treasurer, chief engineer and attorney for such district, who shall hold  
9 their offices during the pleasure of the board and who shall give such bonds as  
10 may be required by said board. The president shall preside at the meetings of  
11 the board of trustees and shall have the same power to vote at such meeting as  
12 any other member, and in case of a tie he shall cast the deciding vote, but shall  
13 have no power to veto. Said board shall prescribe the duties and fixe the com-  
14 pensation of the trustees, officers and employees of said gasoline transporta-  
15 tion district; provided, however, that the salary of the members of said board  
16 of trustees shall in no case exceed the salary fixed by law for judges of the Cir-  
17 cuit Court presiding in the territory in which the principal office of said trans-  
18 portation district is located. The president of said board of trustees may ap-  
19 point a private secretary, who shall receive a salary not to exceed \$5,000 per  
20 annum.

21 Said board of trustees shall have power to pass ordinances, orders, rules  
22 resolutions and regulations for the employment and discharge of employees and  
23 for the proper management and conduct of the business of said board of trus-  
24 tees, and of said corporation and for carrying into effect the objects for which  
25 such transportation district is created.

Sec. 5. Every ordinance making an appropriation shall within one month  
2 after it is passed, be published at least once in a newspaper of general circula-  
3 tion published in such district, or if no such newspaper be published therein,  
4 then by posting copies of the same in three public places in the district, and no  
5 such ordinance shall take effect until ten days after it is so published; and all  
6 other ordinances, orders and resolutions shall take effect from and after their  
7 passage, unless otherwise provided therein.

Sec. 6. All ordinances, orders and resolutions, and the date of publication  
2 thereof, may be proven by the certificate of the clerk, under the seal of the cor-  
3 poration; and when printed in book or pamphlet form, and purporting to be pub-  
5 lished by authority of the board of trustees, any such book or pamphlet shall be



5 received as evidence of the passage and legal publication of such ordinances,  
6 orders and resolutions, as of the dates mentioned in such book or pamphlet  
7 without further proof.

Sec. 7. The board of trustees of any gasoline transportatoo district or-  
2 ganized under this Act, shall have power to provide such system or systems of  
3 local gasoline service stations, as will conduct to the health, comfort, welfare  
4 and convenience of the people, with such extensions and alterations thereof and  
5 additions thereto as from time to time may be deemed advisable, and for that  
6 purpose shall have power to construct, condemn; purchase, lease, or by any com-  
7 bination of such methods, or otherwise, acquire properties capable of being  
8 used, or hereafter employed or developed as a means of selling and distributing  
9 gasoline over, upon, above or below the surface of the earth or waters under  
10 the earth within such district including any plant or plants, equipment or  
11 other property necessary or appropriate for its corporate purposes; with author-  
12 ity to own the same and to maintain, regulate and control the use and operation  
13 thereof; and to fix, alter, regulate and control the price charged for gasoline  
14 within such transportation district; provided, that in no case shall the price of  
15 gasoline exceed ten cents (10c) per gallon.

16 When it is necessary for the acquisition, construction, extension, mainte-  
17 nance or operation of any gasoline filling stations herein authoribed, or of the  
18 appurtenances thereto, to take or damage private property, the same may be  
19 done, and the compensation therefor may be ascertained and fixed in the  
20 manner which may then be provided by any law for the exercise of the right of  
21 eminent domain; it being hereby declared that the uses of property required by  
22 local gasoline transportation districts organized under this Act are higher pub-  
23 lic uses than the public uses of such properties while in the possession, operation  
24 or ownership of private persons or corporations.

25 No gasoline transportation district organized under this Act shall have the  
26 right to construct and operate a gasoline filling station within any city, town or  
27 incorporated village without requiring the consent of the local authorities.

Sec. 8. Any gasoline transportation district organized hereunder may borrow money for corporate purposes, and may issue bonds therefor, but shall not become indebted in any manner, or for any purpose to an amount in the aggregate to exceed five per centum on the value of taxable property therein, to be ascertained by the last assessment for state and county taxes previous to the incurring of such indebtedness. At the time or before incurring any indebtedness, the board of trustees shall provide for the collection of a direct annual tax sufficient to pay the interest on such debt as it falls due, and also to pay and discharge the principal thereof as the same shall fall due, and at least within twenty years from the time of contracting the same: Provided, that the net earnings from any gasoline transportation district operated hereunder may be appropriated and applied to the purpose of paying the interest or principal of such indebtedness, or both, and to the extent that they will suffice, the direct tax may be remitted.

Sec. 9. The board of trustees may levy and collect taxes for corporate purposes upon property within the territorial limits of the transportation district, the aggregate amount of which in any one year shall not exceed the sum required for the payment of the corporate expenses of such gasoline transportation district, including provision for payment of interest on outstanding bonds of such transportation district and to provide an adequate sinking fund for the redemption of such bonds as they mature; and, in the discretion of the board of trustees, such additional sum, if any, required for payment of any difference which may exist between the total receipts of said transportation district from the operation of its system or systems of local transportation, for the preceding year, and the total amount required to pay its corporate expenses, interest on bonds and sinking fund as aforesaid, and for the maintenance and operation, replacements and renewals of its said system or systems of local transportation.

Sec. 10. The property, both real and personal, of any gasoline transportation district organized in accordance with the provisions of this Act shall be ex-



3   empt from taxation, whether such property be located within or   without such  
4   district.

Sec. 11. Any portion of a county, no part of which portion of the county  
2   is within a local gasoline transportation district, but which lies contiguous to  
3   such district, may become annexed thereto as herein provided, and when so an-  
4   nexed shall become a part thereof, and when so incorporated in such district the  
5   property in such annexed territory shall be liable for taxation for the purpose  
6   of paying existing indebtedness of such district in like manner as though the same  
7   had formed a part of said district at the time of the original creation thereof.

8       The legal voters of any such contiguous territory who may desire to have  
9   the same incorporated within such district, shall file with the board of trustees  
10   of such district a petition therefor signed by not less than three per cent of the  
11   legal voters of such contiguous territory. Upon the filing of such petition such  
12   board of trustees shall have the authority to pass a resolution granting the  
14   prayer of such petition subject to the result of an election as hereinafter provided.  
15   If such resolution shall be adopted, it shall be the duty of the said board of trus-  
16   tees to certify a copy thereof to the county clerk of the county in which the prin-  
17   cipal office of such district is situated, who shall submit the question to the legal  
18   voters of such district as to whether or not the said contiguous territory shall be  
19   incorporated in said district; and if the same shall be approved by a majority  
20   vote of the legal voters voting on such question at the election in said contiguous  
21   territory, and by a majority vote of all the legal voters voting thereon at the  
22   election in said transportation disthict, the said contiguous territory shall there-  
23   upon be incorporated in and become a part of said district for all purposes. The  
24   vote to be taken to determine the said question of annexation shall be taken at  
25   any regular or special election called for said district for any purpose provided  
27   in this Act, or at any general election.

Sec. 12. The price of gasoline, charges, schedules, rules and regulations of  
2   a local gasoline transportation district created under the provisions of this Act

3 shall not be subject to the control of or review by any other governmental agency  
4 of the State of Illinois, now or hereafter existing under and by virtue of the laws  
5 of this State.

Sec. 13. The invalidity of any portion of this Act shall not affect the validity  
2 of any other portion thereof which can be given effect without such invalid part.

Sec. 14. Any and all laws or parts of laws in conflict with this Act, or any  
2 part thereof, are hereby repealed.

Sec. 15. Whereas, an emergency exists, therefore this Act is to take effect  
2 and be in force from and after the date of its passage and approval.



- 1 Introduced by Mr. Gieseler, February 16, 191.
- 2 Read by title, ordered printed and referred to Committee on License and Mis-  
cellany.

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## A BILL

For an Act in relation to licensing manufacturers of motion picture films.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* After the first day of October, 1921, no  
3 person shall manufacture motion pictures or motion picture films without a  
4 license issued by the Department of Registration and Education, as provided  
5 in this Act.

Sec. 2. The words "motion pictures or motion picture films" do not in-  
2 clude:

- 3 1. Stereopticon views or slides;
- 4 2. Advertising announcements or slides.;
- 5 3. News bulletins; or
- 6 4. Motion picture films for educational or religious purposes to be ex-  
7 hibited by religious associations, fraternal societies, libraries, museums or pub-  
8 lic or private institutions of learning.

Sec. 3. Applications for license for the manufacture of motion picture  
 2 films shall be made in writing on blanks prepared and furnished by the Depart-  
 3 ment of Registration and Education. Applications shall be accompanied by  
 4 the license fee of ten dollars (\$10.00). Upon the receipt of the application and  
 5 license fee the Department of Registration and Education shall issue a license.

Sec. 4. All licenses for the manufacture of motion picture films must be  
 2 renewed during the month of April of each year and every license not so re-  
 3 newed shall lapse on the first day of May of that year. The fee for the re-  
 4 newal of a license is ten dollars (\$10.00).

5 A lapsed license may be renewed at any time by paying the required fee  
 6 of ten dollars (\$10.00).

Sec. 5. No person licensed as a manufacturer of motion picture films  
 2 shall sell, lease or in any manner circulate or dispose of for public exhibition  
 3 any motion picture or motion picture film unless it has been submitted and  
 4 approved by the Department of Registration and Education in accordance with  
 5 the provisions of "An Act to regulate the exhibition of motion pictures," in  
 6 force July 1, 1921.

Sec. 6. The Department of Registration and Education may revoke or sus-  
 2 pend or refuse to renew a license to manufacture if the holder violates the pro-  
 3 visions of Section 5 of this Act.

Sec. 7. The Department of Registration and Education may neither re-  
 2 fuse to renew, nor suspend, nor revoke any license, however, for this cause, un-  
 3 less the person accused has been given at least 20 days' notice, in writing, of  
 4 the charge against him or her, and a public hearing by the Department of  
 5 Registration and Education.

6 Upon the hearing of any such proceedings the Director of Registration  
 7 and Education, the Assistant Director of Registration and Education, or the  
 8 Superintendent of Registration, may administer oaths, and the Department of

9 Registration and Education may procure by its subpoena, the attendance of  
10 witnesses and the production of relevant books and papers.

11 Any circuit court, or any judge of a circuit court, either in term time or  
12 in vacation, upon the application, either of the accused or of the Department  
13 of Registration and Education, may, by order, fully entered, require the at-  
14 tendance of witnesses and the production of relevant books and papers be-  
15 fore the Department of Registration and Education, in any hearing relating  
16 to the refusal, suspension or revocation of licenses. Upon refusal or neglect  
17 to obey the order of the court or judge, the court or judge may compel, by pro-  
18 ceedings for contempt of court, obedience of its or his order.

Sec. 8. Whoever manufactures any motion pictures or motion picture  
2 films without having a license in accordance with this Act is guilty of a mesde-  
3 meanor and shall be punished by a fine of not less than twenty-five dollars  
4 (\$25.00) nor more than five hundred dollars (\$500.00) or by imprisonment for  
5 a period of not more than six months or by both fine and imprisonment.







- 1 Introduced by Mr. Kauffman, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

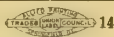
For an Act to amend Section 1 of "An Act to provide for the erection of a centennial memorial building on the Capitol grounds, and to make an appropriation therefor," approved June 25, 1917, in force July 1, 1917.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 1 of "An Act to provide for the erection of a centennial memorial building on the Capitol grounds, and to make an appropriation therefor," approved June 25, 1917, in force July 1, 1917, is amended to read as follows:

Sec. 1. A centennial memorial building shall be erected in the city of Springfield on the grounds south of the Capitol building purchased by the Centennial Building Commission, and to cost, when completed, approximately eight hundred fifty thousand dollars (\$850,000). Said building shall be planned to provide for a Memorial Hall, a Lincoln Memorial Room, State Historical Library, State Museum, a repository for State Archives, Department of Public Instruction, and such other departments as may be determined by those having

8 the work in charge, *but the State Library shall not be moved from the Capitol*  
9 *building.* The Centennial Memorial Building, when completed, shall be in the  
10 custody of the Secretary of State. *Any rooms which may have been assigned*  
11 *to the State Library in such building shall be occupied by such other State*  
12 *department or departments as the Secretary of State may designate.*



1 Introduced by Mr. Lyon, February 16, 1921.

2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act relating to rentals.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* For the purposes of this Act rental prop-  
3 erty is declared to be affected with a public interest. "Rental property" is em-  
4 ployed in this Act to include all property rented or hired for residence pur-  
5 poses. All rents, charges, or other terms or conditions for use or occupancy of  
6 rental property and all services in connection therewith shall be reasonable and  
7 just, and every unreasonable or unjust rent, charge or other term or condition  
8 for use or occupancy of rental property or service in connection therewith is pro-  
9 hibited and declared unlawful.

Sec. 2. In addition to existing powers, and for the purpose of promoting  
2 the public health, comfort, welfare and morals, the City Council in each city, and  
3 the President and Board of Trustees in each village and incorporated town,  
4 shall have authority to establish a rental commission, such commission to be or-  
5 ganized and appointed in such manner as may be determined by ordinance.

Sec. 3. Commissions established under this Act shall have authority to investigate whether the rent, charge, or other terms or conditions for use or occupancy of rental property or the service in connection therewith within such city, village or incorporated town are reasonable and just. Proceedings before such commission shall be begun by complaint, which may be made by the commission on its own motion, or by or on behalf of any landlord or tenant of rental property.

If upon investigation the commission finds that the rent, charge or other terms or conditions for use or occupancy of rental property, or service in connection therewith are unreasonable or unjust, it shall fix and order substituted therefor such rent, charge, terms, conditions, or service as shall be reasonable and just.

The commission shall have power to adopt reasonable rules relative to the exercise of its powers.

Sec. 4. The commission may prescribe and promulgate standard forms of leases and other contracts for the use or occupancy of any rental property within such city, village or incorporated town, and may require their use by the owner thereof. Every such lease or contract entered into after the commission has prescribed and promulgated a form for the tenancy provided by such lease or contract shall be deemed to accord with such standard form; and any such lease or contract in any proceeding before the commission or in any court shall be interpreted, applied and enforced in the same manner as if it were in the form and contained the provisions of such standard form.

Sec. 5. All hearings conducted by the commission shall be open to the public. In the conduct of any investigation or hearing, the commission shall not be bound by technical rules of evidence, and no informality in the procedure before the commission shall invalidate any order made by the commission.

The commission and each commissioner shall have power to administer oaths and affirmations, issue subpoenas, compel the attendance and testimony of witnesses and the production of papers, books, accounts and documents.



8       The commission, each commissioner, and the employees of the commission  
9 shall have power to inspect all rental property in such city, village or incorpor-  
10 ated town.

      Sec. 6. No person shall be excused from testifying or from producing any  
2 papers, books, accounts or documents in any investigation or hearing ordered  
3 by the commission, when ordered to do so by the commission or any commis-  
4 sioner, upon the ground that the testimony or evidence, documentary or other-  
5 wise, may tend to incriminate him or subject him to a penalty or forfeiture. But  
6 no person shall be prosecuted or subjected to any penalty or forfeiture for or on  
7 account of any transaction, matter or thing concerning which he may testify or  
8 produce evidence, documentary or otherwise, before the commission or any com-  
9 missioner. Such immunity shall extend only to a natural person, who, in obedi-  
10 ence to a subpoena, gives testimony under oath or produces evidence, documen-  
11 tary or otherwise, under oath. No person so testifying shall be exempt from  
12 prosecution and punishment for perjury committed in so testifying.

      Sec. 7. Any person who shall be served with a subpoena to appear and  
2 testify, or to produce books, papers, accounts or documents, issued by the com-  
3 mission or any commissioner, in the course of an investigation or hearing con-  
4 ducted under the provisions of this Act, and who shall refuse or neglect to do so,  
5 or to testify, or to produce books, papers, accounts and documents relevant to  
6 said investigation or hearing as commanded in such subpoena, shall be guilty  
7 of a misdemeanor.

8       Any circuit or superior court of this State, or any judge thereof, either in  
9 term time or vacation, upon application of the commission or any commissioner,  
10 may in his discretion compel the attendance of witnesses, the production of books,  
11 papers, accounts and documents, and the giving of testimony before the commis-  
12 sion, or before any commissioner, by an attachment for contempt or otherwise, in  
13 the same manner as the production of evidence may be compelled before said  
14 court.

15       The commission or a commissioner may in any investigation or hearing be-  
16 fore the commission cause depositions of witnesses residing within or without  
17 the State to be taken in the manner prescribed by law for a like deposition in  
18 civil actions in the courts of this State, and to that end may compel the attend-  
19 ance of witnesses and the production of papers, books, accounts and docu-  
20 ments.

      Sec. 8. Upon the filing of any complaint, notice (together with a copy of the  
2 complaint) shall be served upon all persons or corporations complained of. The  
3 notice shall require that the complaint be satisfied and answered within a rea-  
4 sonable time to be specified by the commission, or shall fix a time and place  
5 where a hearing may be had upon such complaint. The time fixed for such hear-  
6 ing shall not be less than five days after the date of the service of such notice and  
7 complaint. Service of notice shall be made and summons shall be served in  
8 accordance with the provisions of "An Act in relation to practice and procedure  
9 in courts of record," approved June 3, 1907, in force July 1, 1907, and may be  
10 made personally or by mailing same in the United States mail in a sealed enve-  
11 lope, registered, with postage prepaid. Notice of the time and place of hearing  
12 shall be given to the person making the complaint, to the person or corporation  
13 complained of, and to such other persons as the commission shall deem neces-  
14 sary.

      Sec. 9. At the time fixed for any hearing upon a complaint, the complain-  
2 ant and the persons or corporations complained of, and such persons or corpor-  
3 ations as the commission may allow to intervene, shall be entitled to be heard,  
4 and to introduce evidence. The commission shall issue process to enforce the  
5 attendance of all necessary witnesses. After notice and an opportunity to be  
6 heard, the commission shall make and render findings concerning the said mat-  
7 ter and facts inquired into and render its order based thereon. A copy of such  
8 order, certified to by the chairman of the commission, shall be served upon the  
9 person or corporation complained of or upon his agent, and such order shall

10 be effective from the date of the filing of the complaint, except as otherwise pro-  
11 vided therein, and shall continue in force either for a period which may be desig-  
12 nated therein or until changed or abrogated by the commission.

13 A full and complete record shall be preserved of all proceedings had before  
14 the commission or any member thereof, on any formal hearing had, and all testi-  
15 mony shall be taken down by a stenographer appointed by the commission, and  
16 the parties shall be entitled to be heard in person or by attorney.

17 In case of an appeal from any order of the commission, a transcript of such  
18 testimony with all exhibits or copies thereof introduced and all information se-  
19 cured by the commission on its own initiative and considered by it in rendering  
20 its order, and of the record and proceedings in the case, shall constitute the  
21 record of the commission.

Sec. 10. Every order of the commission shall be served upon every person  
2 or corporation to be affected thereby, either by personal delivery of a certified  
3 copy thereof, or by mailing in the United States mail a certified copy thereof, in  
4 a sealed package with postage prepaid, to the person to be affected thereby, or  
5 in the case of a corporation to any officer or agent thereof upon whom a summons  
6 of a court of record may be served in an action at law. It shall be the duty of  
7 every person and corporation to notify the commission forthwith in writing, of  
8 the receipt of the certified copy of every order so served, and in the case of a cor-  
9 poration such notification must be signed and acknowledged by a person or offi-  
10 cer duly authorized by the corporation to admit such service. Within a time  
11 specified in the order of the commission, every person and corporation upon  
12 whom it is served shall, if so required in the order, notify the commission in  
13 like manner whether the terms of the order are accepted and will be obeyed.

Sec. 11. The commission may at any time, upon notice and after oppor-  
2 tunity to be heard, as provided in the case of complaints, rescind, alter or  
3 amend any order made by it. Any order rescinding, altering or amending a prior  
4 order shall, when served in the manner provided above, have the same effect as



5 is herein provided for original orders. After any order has been made by the  
6 commission, any party to the action or proceeding, or any other party pecuni-  
7 arily interested, may apply for a rehearing in respect to the matters determined  
8 in such proceeding and specified in the application for re-hearing, and the com-  
9 mission may grant and hold such re-hearing, if in its judgment sufficient reason  
10 therefor be made to appear. An application for re-hearing shall not excuse any  
11 person or corporation from complying with any order of the commission, except  
12 in such cases and upon such terms as the commission may by order direct.

Sec. 12. Within thirty days after the service of any order of the commis-  
2 sion, made after a final hearing, any person or corporation affected by such order  
3 may appeal to the circuit or superior court of the county in which the com-  
4 plaint arose, for the purpose of having the reasonableness or lawfulness of the  
5 order inquired into or determined. No new or additional evidence may be intro-  
6 duced in any proceeding upon appeal from an order of the commission, but the  
7 appeal shall be heard on the record of the commission as certified to. The find-  
8 ings and conclusions of the commissios on questions of fact shall be held prima  
9 facie to be true and as found by the commission. If it appears that the commis-  
10 sion failed to receive evidence properly proffered, on a hearing or on a re-hear-  
11 ing, the court shall remand the case to the commission with instructions to re-  
12 ceive the evidence so proffered, and to enter a new order based upon the evi-  
13 dence theretofore taken, and such new evidence as it is directed to receive.  
14 When no appeal is taken from an order of the commission as herein provided,  
15 parties affected by such order shall be deemed to have waived the right to have  
16 the merits of the matter reviewed by the court.

17 Appeals from all orders and judgments of the circuit or superior court, in  
18 reviewing orders of the commission, may be taken directly to the Supreme Court  
19 by either party to the proceeding, within sixty days after service of the copy of  
20 the order or judgment of such circuit or superior court and shall be governed by  
21 rules applying to chancery cases appealed to the Supreme Court, except that  
22 formal pleadings shall not be required. The pendency of the appeal to the cir-

23   cuit or superior court or of an appeal therefrom to the Supreme Court shall not  
24   of itself stay or suspend the operation of the order of the commission, but dur-  
25   ing the pendency of such appeal, the circuit or superior court or the Supreme  
26   Court, as the case may be, may in its discretion stay or suspend the operation  
27   of the commission's order in whole or in part.

28       In case any order of the commission is stayed or suspended, the order of the  
29   court shall not become effective until a suspending bond shall have been exe-  
30   cuted and filed with and approved by the commission (or approved on review by  
31   the court), the condition of the bond being that the party petitioning for review  
32   shall pay all damages caused by the delay in the enforcement of the order of the  
33   commission and all moneys which any person or corporation may be compelled  
34   to pay pending the review proceeding, in excess of those fixed by the order of the  
35   commission in case said order is sustained. The court in case it stays or sus-  
36   pends an order of the commission in any matter affecting rents or other charges  
37   may in its discretion order the payment into court, or into some bank or trust com-  
38   pany paying interest on deposits of sums of money which may be collected from  
39   any corporation or person in excess of the sum, such corporation or person  
40   would have been compelled to pay if the order of the commission had not been  
41   stayed or suspended.

      Sec. 13. In case any person or corporation shall do any act forbidden by this  
2   Act or by order of the commission, or shall omit to do any act required by this  
3   Act or by any order of the commission, such person or corporation shall be  
4   liable to the person or corporation affected thereby for all loss, damage or injury  
5   caused thereby or resulting therefrom, and if the court shall find that the act or  
6   omission was wilful, the court may, in addition to actual damages, award dam-  
7   ages for the sake of example and by way of punishment. In any such suit, an  
8   order of the commission shall be prima facie evidence of the facts therein stated.  
9   An action to recover for such loss, damage or injury may be brought in any court  
10   of competent jurisdiction by any person or corporation. In every case of the  
11   recovery of damages by any person or corporation under the provisions of this



12 section, the plaintiff shall be entitled to a reasonable attorney's fee to be fixed by  
13 the court, which fee shall be taxed and collected as part of the costs in the case.

Sec. 14. When the commission shall be of the opinion that any person or  
2 corporation is failing or omitting or about to fail or omit to do anything required  
3 of it by law, or by any order of the commission, or is doing or permitting or is  
4 about to do or permit anything in violation of law or of any order of the com-  
5 mission, it shall have authority to commence an action or proceeding in the cir-  
6 cuit or superior court or any other court of concurrent jurisdiction, in and for  
7 the county in which the case arose, in the name of the people of the State of  
8 Illinois, for the purpose of having such violations or threatened violations  
9 stopped and prevented, either by mandamus or injunction.

Sec. 15. Every person who individually or as an officer or agent of a cor-  
2 poration violates or fails to comply with any provisions of this Act or fails to  
3 comply with any order of the commission made under the authority of this Act,  
4 or who procures, aids or abets in the violation of this Act, or in any failure to  
5 obey any order thereunder, is guilty of a misdemeanor, and upon conviction shall  
6 be punished by a fine not exceeding one thousand dollars (\$1,000), or by impris-  
7 onment in the county jail not exceeding one year, or by both such fine and im-  
8 prisonment.

Sec. 16. The remedies and penalties herein provided are cumulative, and  
2 suit for recovery of one penalty shall not be a bar to, or affect the recovery of  
3 any other penalty, or be a bar to any criminal prosecution. Nothing in this Act  
4 shall be construed to prevent prosecutions for the violation of Section 1 of this  
5 Act, in cities, villages or incorporated towns which do not establish rental com-  
6 missions.

Sec. 17. The city council in any city and the president and board of trustees  
2 in any village or incorporated town shall have power at any time to abolish a com-  
3 mission established under the powers conferred by this Act. The abolition of such

4 commission shall terminate at once all powers of the commission and all orders  
5 rendered before its abolition.

Sec. 18. This Act is a temporary measure for the purpose of meeting a  
2 public emergency, and shall cease to be in effect on July 1, 1925.





- 1 Introduced by Mr. Lyon, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Sections 2 and 6 of "An Act to revise the law in relation to landlord and tenant," approved May 1, 1873, in force July 1, 1873, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Sections 2 and 6 of "An Act to revise the law in relation to landlord and tenant," approved May 1, 1873, in force July 1, 1873, are amended to read as follows:

Sec. 2. If any tenant or tenants for life, lives, or for a year, or any longer or shorter time, or any person or persons who are or shall come into possession of any lands, tenements, or hereditaments, by, from or under, or by collusion with such tenant or tenants, shall wilfully hold over any lands, tenements or hereditaments, after the expiration of such term or terms, and after demand made, in writing, for the possession thereof, by his or their landlord or lessor, or the person to whom the remainder or reversion of such lands, tenements or hereditaments shall belong, such person or persons so hold-

9 ing over, shall, for the time such landlord or rightful owner be so kept out of  
10 possession, pay to the person so kept out of possession, or his legal repre-  
11 sentatives, the rate of the yearly value of the lands, tenements or heredita-  
12 ments so detained, *together with any damages accruing to such landlord or*  
13 *rightful owner*, to be recovered by action of debt or otherwise, in any court  
14 having cognizance of the same. *No condition or provision of any lease or*  
15 *contract shall operate to increase the damages recoverable for holding over.*

Sec. 6. In all cases of tenancy by the month, or for any other term less  
2 than one year, where the tenant holds over without special agreement, the  
3 landlord shall have the right to terminate the tenancy by *sixty* days notice,  
4 in writing, and to maintain an action for forcible detainer or ejectment.





- 1 Introduced by Mr. Lyon, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Sections 10 and 11 of "An Act in regard to forcible entry and detainer," approved and in force February 16, 1874, as amended, and to add Section 17a thereto.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: Sections 10 and 11 of "An Act in regard to forcible entry and detainer," approved and in force February 16, 1874, are amended, and Section 17a is added thereto, the amended and additional sections to read as follows:*

Sec. 10. *In trials under this Act before justices of the peace, either party may have the case tried by a jury if he shall so determine before the trial is entered upon, and will first advance the fees of the jurors. The number of the jurors shall be six, or any greater number not exceeding twelve, as either party may desire. In any case relating to premises used for residence purposes, either party may demand trial by a jury, notwithstanding any waiver of jury trial contained in any lease or contract.*

Sec. 11. Trials under this Act in courts of record, shall be the same as  
2 in other cases at law in such courts: *Provided*, no special pleading shall be  
3 required, but the defendant may, under the plea of "not guilty" give in evi-  
4 dence any matter in defense of the action. *In any case relating to premises*  
5 *used for residence purposes, either party may demand trial by a jury, notwith-*  
6 *standing any waiver of jury trial contained in any lease or contract.*

Sec. 17a. *In any case under paragraph 4 of Section 2 of this Act, in which*  
2 *the plaintiff is entitled to judgment and execution for possession of property*  
3 *used for residence purposes, a stay of execution not exceeding six months may*  
4 *be granted in the discretion of the court upon the giving of bond by the defend-*  
5 *ant, the condition of the bond being that the defendant will pay all rents that*  
6 *shall become due during the period of the stay. No stay shall be granted un-*  
7 *less the applicant therefor shall pay all rent then due and shall make a deposit*  
8 *in court of the entire amount, or such installments thereof from time to time*  
9 *as the court may direct, for occupation of the premises for the period of the*  
10 *stay, at the rate to which he was liable as rent for the month immediately*  
11 *prior to the expiration of his term or tenancy, plus such additional amount, if*  
12 *any, as the court may determine to be reasonable. The amount of such deposit*  
13 *shall be paid into court in such manner and in such installments as the court*  
14 *may direct, and amounts so deposited shall be paid to the plaintiff or his duly*  
15 *authorized agent in such manner as the court may order. No bond shall be*  
16 *required in case the applicant for stay shall pay all rent then due and shall*  
17 *make a deposit in court of the entire amount which may be determined by*  
18 *the court as the reasonable payment for the occupation of the premises for*  
19 *the whole period of such stay. This section shall cease to be in effect July 1,*  
20 1925.



- 1 Introduced by Mr. Lyon, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judicial Department and Practice.

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## A BILL

For an Act to amend Section 60 of "An Act in relation to practice and procedure in courts of record," approved June 3, 1907, in force July 1, 1907, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 60 of "An Act in relation to prac-  
3 tice and procedure in courts of record," approved June 3, 1907, in force July 1,  
4 1907, is amended to read:

Sec. 60. In all cases in any court of record in this State, if both parties  
2 shall agree, both matters of law and fact may be tried by the court. *However,*  
3 *the court shall not proceed to trial without a jury by reason of a waiver of jury*  
4 *contained in any lease or contract with respect to the possession of any premises*  
5 *used for residence purposes.*





1 Introduced by Mr. Maucker, February 16, 1921.

2 Read by title, ordered printed and referred to Committee on Fish and Game.

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## A BILL

For an Act to amend Section 28 of the "Game and Fish Code of Illinois," approved  
June 24, 1919, in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 28 of the "Game and Fish Code  
3 of Illinois," approved June 24, 1919, in force July 1, 1919, is amended to read  
4 as follows:

Sec. 28. It shall be unlawful:

2 (a) To use or operate, or attempt to use or operate, in the taking or  
3 catching of any fish, a trammel net, a snare, a spear, a gig, a grain, firearms  
4 of any kind, or a jack or artificial light of any kind, except such as may be  
5 used strictly for illuminating purposes and not for the purpose of luring or  
6 attracting fish.

7 (b) To catch, take or kill, or attempt to catch, take or kill, any fish by  
8 the use of lime, acid, medical, chemical, or mechanical compound or dope of



9 any medicated drug or any coculus induces of fishberry, or any dynamite, or  
10 giant powder, nitroglycerine or other explosive.

11 (c) To have erected or use while fishing on or through ice, any house,  
12 shed, tent or shanty or other structure so constructed as to wholly, or in part,  
13 exclude the daylight, or which may be used for the purpose of concealment.

14 (d) To catch, take or kill, in any manner or by any means, any fish in,  
15 or from any water in any quarry, quarry hold, natural or artificial lake, fish  
16 pond or reservoir, or other artificial or natural depression, without the con-  
17 sent of the owner or the person in charge thereof.



1 Adopted April 28, 1921.

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## AMENDMENT NO. 1.

Amend printed House Bill No. 180, on page 2, at the end of and immediately  
2 following Section 28, by adding the following:

3 “(e) To catch, take or fill in any manner, or by any means, or to attempt  
4 to catch, take or fill in any manner or by any means, *except with a pole, hook*  
5 *and line*, any fish within one hundred feet of any dam wholly or partly cross-  
6 ing any stream or any other body of water.”





- 1 Introduced by Mr. McCaskrin, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

A BILL

For an Act in relation to housing.

CONTENTS.

|   | Page. |
|---|-------|
| ARTICLE I. General Provisions.....                        | 1     |
| Sec. 1. Cities to which applicable.....                   | 1     |
| Sec. 2. Relation to City Ordinances.....                  | 2     |
| Sec. 3. Definitions .....                                 | 2     |
| Sec. 4. Conversion of other buildings into dwellings..... | 5     |
| Sec. 5. Alteration of dwellings.....                      | 6     |
| Sec. 6. Dwellings damaged .....                           | 6     |
| Sec. 7. Time for compliance.....                          | 6     |
| ARTICLE II. Light and Ventilation.....                    | 7     |
| Sec. 8. Height .....                                      | 7     |
| Sec. 9. Percentage of lot occupied.....                   | 7     |
| Sec. 10. Rear yards .....                                 | 8     |

|  | Page. |
|--|-------|
| Sec. 11. Side yards .....  | 8     |
| Sec. 12. Courts .....  | 9     |
| Sec. 13. Court open at top.....  | 10    |
| Sec. 14. Air intakes .....   | 10    |
| Sec. 15. Angles in courts.....   | 10    |
| Sec. 16. Dwellings to front on street.....   | 11    |
| Sec. 17. Buildings on the same lot with a dwelling.....                                | 11    |
| Sec. 18. Yards of existing dwellings.....  | 11    |
| Sec. 19. Windows .....   | 12    |
| Sec. 20. Size of rooms.....  | 12    |
| Sec. 21. Height of rooms .....   | 12    |
| Sec. 22. Alcoves .....   | 12    |
| Sec. 23. Privacy .....   | 12    |
| Sec. 24. Rooms in existing dwellings.....  | 13    |
| Sec. 25. Rooms added to an existing dwelling .....                                     | 13    |
| Sec. 26. Lighting and ventilation of water closet compartments and bath<br>rooms ..... | 13    |
| Sec. 27. Lighting and ventilation of public stairs and stair halls.....                | 14    |
| Sec. 28. Lighting of public halls.....   | 15    |
| ARTICLE III. Sanitation .....  | 16    |
| Sec. 29. Cellar rooms .....  | 16    |
| Sec. 30. Basement rooms .....  | 16    |
| Sec. 31. Construction of cellars and basements .....                                   | 16    |
| Sec. 32. Occupancy of basement in existing dwellings .....                             | 16    |
| Sec. 33. Courts, areas and yards, grading and drainage of.....                         | 17    |
| Sec. 34. Dwellings to be in good repair .....  | 17    |
| Sec. 35. Public water supply.....  | 17    |
| Sec. 36. Water supply in dwellings.....  | 18    |
| Sec. 37. Water Supply where no public water system is available.....                   | 19    |



|  | Page. |
|--|-------|
| Sec. 38. Public sewer system.....  | 19    |
| Sec. 39. Requirements where there is no public sewer system.....   | 19    |
| Sec. 40. Catch basins .....  | 20    |
| Sec. 41. Water closets in new dwellings where there are a public water<br>supply and a public sewer system ..... | 20    |
| Sec. 42. Water closets constructed when no public water supply and sewer<br>system were available.....           | 21    |
| Sec. 43. Water closets in existing dwellings .....   | 22    |
| Sec. 44. Outside water closets.....  | 23    |
| Sec. 45. Water closet fixtures.....  | 23    |
| Sec. 46. Plumbing .....  | 23    |
| Sec. 47. Wall paper .....  | 23    |
| Sec. 48. Prohibited uses of dwellings.....   | 24    |
| Sec. 49. Businesses in dwellings.....  | 24    |
| Sec. 50. Means of cleaning shafts and courts .....   | 24    |
| Sec. 51. Receptacles for garbage, ashes and rubbish.....   | 24    |
| Sec. 52. Quantity of air for each person .....   | 25    |
| Sec. 53. Cleanliness of dwelling.....  | 25    |
| Sec. 54. Janitors .....  | 26    |
| Sec. 55. Heating .....   | 26    |
| Sec. 56. Screens .....   | 26    |
| ARTICLE IV. Fire Protection .....  | 26    |
| Sec. 57. Construction of houses above three stories.....   | 26    |
| Sec. 58. What constitutes fire proof and slow burning construction.....  | 27    |
| Sec. 59. Partitions between apartments .....   | 29    |
| Sec. 60. Stairways and ways of egress .....  | 30    |
| Sec. 61. Construction of stairs.....   | 31    |
| Sec. 62. Stairways, stair halls and stair enclosures .....   | 31    |
| Sec. 63. Entrance halls to multiple buildings—Egress from hotels.....  | 32    |

|   | Page. |
|---|-------|
| Sec. 64. Dumb waiters and elevators.....                      | 33    |
| Sec. 65. Cellar stairs .....                                  | 33    |
| Sec. 66. Closet under first story stairs .....                | 33    |
| Sec. 67. Cellar and basement entrances .....                  | 33    |
| Sec. 68. Fire escapes .....                                   | 33    |
| Sec. 69. Bulkheads, Scuttles and Penthouses .....             | 34    |
| Sec. 70. Wooden multiple dwellings.....                       | 35    |
| Sec. 71. Combustible materials and dangerous businesses ..... | 36    |
| ARTICLE V. Enforcement provisions.....                        | 37    |
| Sec. 72. Who shall administer this Act .....                  | 37    |
| Sec. 73. Permits .....  | 39    |
| Sec. 74. Certificate of compliance.....                       | 43    |
| Sec. 75. Nuisance .....                                       | 44    |
| Sec. 76. Alteration or demolition of dwellings .....          | 44    |
| Sec. 77. Service of notice.....                               | 47    |
| Sec. 78. Inspection of dwellings.....                         | 47    |
| Sec. 79. Right of entry.....                                  | 47    |
| Sec. 80. Penalties .....                                      | 48    |
| Sec. 81. Repeal .....   | 48    |

## A BILL

For an Act in relation to housing.

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### ARTICLE I.

#### GENERAL PROVISIONS.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* All of the provisions of this Act shall  
3 apply to every city, village or incorporated town which now or hereafter has a  
4 population of five thousand or more inhabitants, as determined by the last pre-  
5 ceding federal census.

6 The provisions of this Act prescribing requirements where there is a  
7 public water supply and a public sewer system, or either, shall apply to all  
8 cities, villages and incorporated towns now or hereafter having a public water  
9 supply and a public sewer system, or either, as the case may be. By public  
10 water supply and public sewer system shall be understood all water or sewer  
11 systems available for use by the public, irrespective of whether such system or  
12 any part thereof were constructed or operated as a private enterprise.

13 The word "city" when used in this Act shall be construed to include vil-  
14 lages and incorporated towns.

Sec. 2. RELATION TO CITY ORDINANCES.] This Act establishes minimum  
2 standards and nothing herein shall interfere with higher standards or additional  
3 requirements now or hereafter prescribed by any city ordinance, nor shall any-  
4 thing in this Act conflict with power now or hereafter granted to cities to pre-  
5 scribe such standards or additional requirements. Where no specific standards

6 are established by this Act, such standards may be established by city ordinance,  
7 but this Act is to be construed as fully enforceable in the cities to which it applies,  
8 if no city ordinances are adopted.

Sec. 3. DEFINITIONS.] (1) A "dwelling" is any house or building or por-  
2 tion thereof which is occupied in whole or in part as a home, residence or sleep-  
3 ing place of one or more human beings, either permanently or transiently.

4 (2) Dwellings are divided into the following classes: (a) "Private  
5 dwellings," (b) "Two-family dwellings," (c) "Multiple dwellings."

6 (a) A private dwelling is a dwelling occupied by but one family.

7 (b) A two-family dwelling is a dwelling occupied by but two families.

8 (c) A multiple dwelling is a dwelling occupied otherwise than as a private  
9 dwelling or two-family dwelling.

10 (3) Multiple dwellings are divided into two classes:

11 Class A. Multiple dwellings of Class A are dwellings which are occupied  
12 more or less permanently for residence purposes by several families, and in  
13 which the rooms are occupied in apartments, suites or groups. This class in-  
14 cludes tenement houses, flats, apartment houses, apartment hotels, bachelor  
15 apartments, studio apartments, duplex apartments, kitchenette apartments, and  
16 all other dwellings similarly occupied, whether specifically enumerated herein  
17 or not.

18 Class B. Multiple dwellings of Class B are dwellings which are occupied  
19 as a rule transiently, as the more or less temporary abiding places of individ-  
20 uals who are lodged with or without meals, and in which, as a rule, each room  
21 is treated as an independent unit. This class includes hotels, lodging houses,  
22 boarding houses, furnished room houses, lodgings, club houses, and all other  
23 dwellings similarly occupied, whether specifically enumerated herein or not.

24 (4) In cases of mixed occupancy, where a building is occupied in part as  
25 a dwelling, the part so occupied shall be deemed a dwelling for the purposes of  
26 this Act. A two-family dwelling which contains a store or other business space



27 shall be considered a multiple dwelling; and shall comply with the requirements  
28 for multiple dwellings.

29 (5) An apartment is a room or a suite or group of two or more rooms  
30 occupied or intended or designed to be occupied by one family. One person  
31 living alone or two or more persons living together in the same apartment  
32 shall be considered a family for the purposes of this Act.

33 (6) A habitable room is a room in which any person or persons usually  
34 sleep or eat or carry on their usual domestic or social vocations or avocations.  
35 Laundries, bath rooms, water closet compartments, serving and storage pan-  
36 tries, closets, boiler and machinery rooms, cellars, corridors and similar spaces  
37 shall not be deemed to be habitable rooms.

38 (7) A "yard" is an open unoccupied space on the same lot with a dwell-  
39 ing, separating every part of such dwelling from the lot line. A yard between  
40 the rear line of the dwelling and the rear line of the lot is a "rear yard." A  
41 yard between the front line of the dwelling and the front line of the lot is a  
42 "front yard." A yard between the side line of the dwelling and the side line of  
43 the lot which extends from the front line or front yard to the rear line of the lot  
44 or to the rear yard is a "side yard."

45 (8) A "court" is an open unoccupied space, other than a yard, on the  
46 same lot with the dwelling. A court not extending to the street or front or  
47 rear is an inner court. A court extending to the street or front or rear yard  
48 is an outer court.

49 (9) A "lot" is a parcel of land of sufficient area to contain a dwelling  
50 placed or proposed to be placed thereon and to comply with all the requirements  
51 of this Act, without reference to adjoining lots or land. A "corner lot" is a lot  
52 situated at the junction of two streets, or of a street and an alley at least six-  
53 teen feet wide. However, if such an alley be less than sixteen feet wide and the  
54 lot for dwelling purposes is estimated on a line sixteen feet distant from the  
55 opposite side of the alley, such a lot may be considered a corner lot. No por-  
56 tion of the width of a lot more than fifty feet from such junction shall be re-



57 garded as part of a corner lot. A lot other than a corner lot is an "interior  
58 lot."

59 (10) The word alley, wherever used in this Act, is employed to designate a  
60 public alley.

61 (11) The front of a lot is that boundary line which borders on the street.  
62 In the case of a corner lot with streets on two sides, the owner may elect by  
63 statement on his plans either street boundary line as the front. The rear of a  
64 lot is the side opposite the front. In the case of a triangular lot the rear is  
65 the boundary line not bordering on a street.

66 (12) A "public hall" is a hall, corridor or passage-way not within the ex-  
67 clusive control of one family.

68 (13) A "stair hall" is a public hall and includes the stairs, stair landings  
69 and those portions of the dwelling through which it is necessary to pass in  
70 going between the entrance floor and the highest floor of the dwelling.

71 (14) A basement is a story partly but not more than one-half below the  
72 level of the adjoining ground or the level of the inside sidewalk grade of the  
73 street nearest the dwelling. If the floor of such basement is less than two feet  
74 below such level, or if the ceiling of such basement is more than seven feet six  
75 inches above sail level, such story shall be classed as the first story of the  
76 dwelling in which it occurs. A cellar is a story more than one-half below the  
77 level of the adjoining ground or the level of the inside sidewalk grade of the  
78 street nearest the dwelling. A cellar shall not be classed as the first story of  
79 the dwelling in which it occurs. If a story in any part falls within the defini-  
80 tion of basement or cellar it shall as to that part be regarded as a basement  
81 or cellar.

82 (15) An attic containing habitable rooms shall in all cases be counted as a  
83 story.

84 (16) The height of a dwelling is the perpendicular distance measured in a  
85 straight line from the inside sidewalk grade of the street in front of the dwell-  
86 ing to the highest point of the roof beams in the case of flat roofs, and to the

87 average height of the gable in the case of pitched roofs, the measurements in all  
88 cases to be taken through the center of the front of the house. Where a dwelling  
89 is situated on a terrace above the inside sidewalk grade its height shall be  
90 measured from the level of the adjoining ground.

91 (17) The inside sidewalk grade is the level of the established grade of the  
92 inner edge of the public sidewalk as computed at the lot line in front of the  
93 dwelling measured at the center of such front. Where no such grade has been  
94 established, the city engineer or other officer performing such functions shall  
95 establish an inside sidewalk grade or its equivalent for the purposes of this  
96 Act.

97 (18) Outside stairways, fire escapes, fire towers, porches, platforms, bal-  
98 conies, chimneys and other projections shall be considered as part of the dwell-  
99 ing, and not as part of the yards, courts or unoccupied area. This provision  
100 shall not apply to unenclosed outside porches not exceeding one story in height  
101 which does not extend into the front or rear yard a greater distance than  
102 twelve feet from the front or rear wall of the dwelling; nor shall it apply to an  
103 unenclosed outside porch not exceeding one story in height which does not ex-  
104 tend into the side yard a greater distance than six feet from the side wall of  
105 the dwelling, but there may not be more than one porch extending into the  
106 side yard; and no porches shall encroach upon the minimum widths or areas  
107 prescribed by this Act for side yards or courts. Cornices which project into  
108 an outer court or into a side yard for a distance or more than eighteen inches  
109 shall be considered a part of the dwelling. Any cornice which projects into an  
110 inner court shall be considered a part of the dwelling.

111 (19) Whenever the words "dwelling," "two-family dwelling," "mul-  
112 tiple dwelling," "building," "lot," "court," "yard," or other similar terms  
113 are used in this Act they shall be construed as if followed by the words "and  
114 all parts thereof."

Sec. 4. CONVERSION OF OTHER BUILDINGS INTO DWELLINGS.] A building not a  
2 dwelling, if subsequently converted or altered into a dwelling shall comply with  
3 all the provisions of this act relative to new dwellings.

Sec. 5. ALTERATION OF DWELLINGS.] A dwelling of one class shall in its  
2 alteration or conversion to another class comply with all of the provisions of  
3 this act relative to such class. No new dwelling shall at any time be altered so  
4 as to violate any provision of this act. No existing dwelling shall at any time be  
5 altered so as to violate the provisions of this act applicable to such dwelling.

Sec. 6. DWELLINGS DAMAGED.] If a dwelling is hereafter damaged by fire  
2 or other cause, including ordinary wear, so that at any time its value be less  
3 than one-half its original value, such dwelling shall not be repaired or rebuilt  
4 without complying with the provisions of this act applicable to new dwellings.  
5 If damaged so that its value remains one-half or more than one-half of its orig-  
6 inal value, the dwelling may be rebuilt if complying with standards equal to those  
7 existing prior to the passage of this act, but no dwelling shall be repaired or  
8 rebuilt if it cannot be restored to a sanitary or safe condition.

Sec. 7. TIME FOR COMPLIANCE.] All requirements made by this act as to new  
2 dwellings shall be observed in the construction of dwellings begun after the date  
3 when this act comes into effect in any city, irrespective of whether permits  
4 therefore were issued prior to such date. All structural changes and all connec-  
5 tions with public water supply and public sewer systems required by this act to  
6 be made in existing dwellings shall be made within one year after this act takes  
7 effect in any city, unless earlier action is required by municipal ordinance. How-  
8 ever, this section shall not be construed as in any manner protecting or legaliz-  
9 ing dwellings erected in violation of city ordinances or of law, or which may be  
10 dangerous to public health or safety.

## ARTICLE II.

## LIGHT AND VENTILATION.

Sec. 8. HEIGHT.] No new dwellings shall exceed a height of one and one-half times the width of the widest street upon which it abuts, nor in any case shall it exceed eighty feet in height. Such width of street shall be measured from building line to opposite building line. If no official building line exists on the opposite side of the street, the width of the street shall be counted as twice the distance from the front wall of the dwelling to the center of the street. The provisions of this section shall not apply to multiple dwellings of Class B which have more than one hundred sleeping rooms, a public dining room for the accommodation of at least one hundred guests, and a general kitchen.

No existing dwelling shall be increased in height so as to exceed the height specified above.

Sec. 9. PERCENTAGE OF LOT OCCUPIED.] No new dwelling shall alone or with other buildings now or hereafter upon the lot occupy more than the following proportions of the lot:

Not more than eighty-five per cent of the area of a corner lot may be occupied, unless such corner lot is bounded on at least three sides by streets or alleys, in which case ninety per cent of the area may be occupied. Upon other lots not more than seventy-five per cent of the area may be occupied.

In the case of a lot triangular or irregular in shape bounded on two or more sides by a street and having a number of lineal feet street frontage exceeding one-twentieth of the number of square feet in the area of such lot, it shall not be necessary to comply with the conditions of this section as to the percentage of lot which may be occupied.

No existing dwelling shall hereafter be enlarged or its lot be in any manner diminished so that a larger proportion of the lot is occupied than that specified in this section.



Sec. 10. REAR YARDS.] At the rear of every new dwelling there shall be a rear yard extending across the entire width of the lot. Such yard shall be at every point open and unobstructed from the ground to the sky, except as permitted by paragraph 18 of Section 3. Every part of such yard shall be directly accessible from every other part.

A rear yard shall have an area of at least eight per cent of the superficial area of the lot on corner lots, and an area of at least ten per cent of the superficial area of the lot on all other lots. Every rear yard shall be increased one per cent of the superficial area of the lot for every story above three stories in height of the dwelling situated thereon.

However, where the rear of a lot abuts upon an alley at least ten feet wide the requirements specified above shall not apply, but the yard shall be of such a size that the rear line of the dwelling shall not be less than sixteen feet from the opposite side of such alley. Except as specified with respect to lots abutting upon an alley no rear yard shall be less than ten feet in depth.

This section shall not apply to multiple dwellings of Class B in which there are more than one hundred sleeping rooms, a public dining room for the accommodation of at least one hundred guests and a general kitchen.

Sec. 11. SIDE YARDS.] All side yards shall conform to the standards specified in Section 12 for outer courts, and yards so left to the side of the dwelling shall be regarded as a compliance with the provisions of Section 12 regarding courts.

Sec. 12. COURTS.] Inner courts of all new dwellings shall have a minimum width at every point and minimum areas as follows:

|   | Height of Courts. | Least width<br>in feet. | Least area<br>in sq. ft. |
|---|-------------------|-------------------------|--------------------------|
| 3 | 1 story.....      | 6                       | 100                      |
| 4 | 2 stories.....    | 6                       | 120                      |
| 5 | 3 stories.....    | 8                       | 160                      |



|    |                        |    |     |
|----|------------------------|----|-----|
| 6  | 4 stories.....         | 8  | 160 |
| 7  | 5 stories.....         | 12 | 260 |
| 8  | 6 stories.....         | 16 | 400 |
| 9  | 7 stories.....         | 20 | 625 |
| 10 | 8 stories or more..... | 24 | 840 |

11 Outer courts of all new dwellings shall have minimum widths at every  
 12 point equal to one-half the minimum widths required for inner courts. If  
 13 windows open on opposite sides of an outer court, the minimum width of such  
 14 a court shall conform to that prescribed for inner courts. The minimum  
 15 widths prescribed for outer courts or side yards are to be provided on the  
 16 same lot irrespective of the presence of or dimensions of courts or side yards  
 17 on adjoining premises.

18 Where an outer court exceeds thirty feet in length, the court shall be  
 19 made at least one foot wider for each ten feet or fraction thereof over thirty  
 20 feet, or the portion of the court beyond thirty feet shall be set back one foot  
 21 for each additional ten feet or fraction thereof in length.

22 The width of all courts adjoining the lot line shall be measured to the lot  
 23 line.

24 For a lot twenty-five feet or less in width an outer court three feet six  
 25 inches in width may be accepted for a dwelling of not more than three stories,  
 26 in place of the requirement specified in the above table.

27 No inner court shall be less in size in any part than the minimum sizes  
 28 prescribed in this section.

29 All courts hereafter constructed in existing dwellings shall comply with  
 30 the requirements of this section.

Sec. 13. COURT OPEN AT TOP.] No court in a new dwelling and no court  
 2 hereafter constructed in an existing dwelling shall be covered in any manner,  
 3 and every such court shall at every point be open and unobstructed from the  
 4 ground to the sky. However, where a lower floor or floors of a multiple dwell-

ing are used entirely for purposes other than habitation, courts may start below the sill of the window of the first floor occupied as a dwelling, but where such lower floor or floors are used in part for purposes of habitation, the requirement that courts extend to the ground shall apply to the part or parts so used.

Sec. 14. AIR INTAKES.] In all new dwellings every inner court shall be provided with one or more horizontal air intakes at the bottom. One such intake shall always communicate directly with the street or front yard or with a side yard, rear yard or outer court, and shall consist of a passageway not less than three feet wide and seven feet high, which shall be left open or be provided with an open gate at each end. However, in the case of courts which by the terms of Section 13 are not required to descend to the ground, such passageway shall be at the level of the bottom of the court.

The provisions of this section shall apply to courts hereafter constructed in existing dwellings.

Sec. 15. ANGLES IN COURTS.] Corners in courts may be cut off, but the running length of the wall across the angle of such corners shall not exceed seven feet.

Sec. 16. DWELLINGS TO FRONT ON STREET.] No dwelling shall hereafter be erected or moved to the rear of any lot so that a building intervenes between it and the street, and no building shall hereafter be erected or moved on any lot in front of a dwelling. No building to the rear of a lot where another building intervenes between it and the street shall hereafter be converted into a dwelling.

However, a private garage or private stable may be built at the rear of a lot on which there is a dwelling other than a multiple dwelling at the front. Such garage or stable shall not exceed two stories in height, and may have habitable rooms for the use of not more than one family. If occupied, the

11 garage or stable in addition to complying with the provisions of this Act with  
12 respect to dwellings, shall have an entrance from outside of the building to such  
13 habitable rooms without passing through the part used as a garage or stable.  
14 A garage may be attached as an extension to the dwelling if it does not vio-  
15 late any provisions of this Act, and if it is separated from the dwelling by a  
16 wall of fire-proof material.

Sec. 17. BUILDINGS ON THE SAME LOT WITH A DWELLING.] If a building not  
2 a dwelling is placed upon the same lot and at the side of a dwelling, it shall be  
3 so placed as not to conflict with any of the requirements of this Act as to  
4 dwellings.

5 If a building not a dwelling is placed to the rear of a dwelling upon the  
6 same lot, the minimum distance between such buildings shall be at least ten  
7 feet, if neither building exceeds the height of one story; and five additional  
8 feet for every story more than one in the height of the highest building on  
9 such lot. However, a one-story building without a basement, no part of which  
10 is used as a dwelling, may be placed on the rear of a lot containing a dwelling  
11 if a minimum distance of ten feet is maintained between every point of such  
12 building and the dwelling. The space between a dwelling and a building upon  
13 the same lot shall be measured from the rear wall of the dwelling to the near-  
14 est wall of the building at the rear of the lot.

15 Where a building other than a dwelling is erected upon the same lot as a  
16 dwelling, the rear line of such building shall not approach nearer than ten feet  
17 to the rear line of the lot, unless the rear of the lot upon which it stands abuts  
18 upon an alley, in which case the rear line of such building shall not be less than  
19 sixteen feet from the opposite side of such alley.

Sec. 18. YARDS OF EXISTING DWELLINGS.] No existing dwelling shall here-  
2 after be enlarged or its lot diminished in size so that the percentage of lot  
3 occupied, rear yard, side yard, courts or distance between buildings shall be  
4 below the minimum requirements prescribed by Sections 9, 10, 11, 12 and 17 of

5 this Act, or below the minimum requirements prescribed by law or ordinance  
6 when this Act takes effect.

Sec. 19. WINDOWS.] In every new dwelling each habitable room shall have  
2 a window or windows with a total glass area equal to at least one-tenth of its  
3 floor area. Such window or windows shall be so placed as properly to light all  
4 portions of the room, and shall open directly upon a street or alley, or upon a  
5 court or yard of the dimensions specified in this act and located on the same lot.  
6 No window so required shall have a glass area of less than ten square feet.  
7 Each window shall have its top not less than seven feet above the floor and shall  
8 be so constructed that at least its upper half may be opened its full width.

Sec. 20. SIZE OF ROOMS.] In every new dwelling all habitable rooms other  
2 than kitchens shall have a floor area of at least eighty square feet, and in each  
3 apartment there shall be at least one room containing not less than one hundred  
4 and twenty square feet of floor area. Kitchens shall have a floor area of at least  
5 sixty square feet. No habitable room shall be less than seven feet wide in its  
6 least horizontal dimension.

Sec. 21. HEIGHT OF ROOMS.] Each habitable room in any new dwelling shall  
2 in every part be not less than eight feet six inches high from the finished floor  
3 to the finished ceiling. However, an attic room need be eight feet six inches high  
4 in but one-half of its area if there are not less than seven hundred and fifty cubic  
5 feet of air space therein.

Sec. 22. ALCOVES.] No part of any habitable room shall be enclosed or  
2 subdivided at any time, wholly or in part, by a curtain, portieres, fixed or  
3 movable partition or other contrivance or device, unless each part of the room  
4 so enclosed or subdivided shall contain a separate window and have a floor area  
5 of not less than eighty square feet, as herein required for habitable rooms. The  
6 terms of this section shall apply to any future enclosing or subdividing of an  
7 existing room in a dwelling.



Sec. 23. PRIVACY.] In every new dwelling access to every living room and  
2 to at least one water closet compartment shall be had without passing through a  
3 bedroom, and access to at least one water closet compartment shall be had from  
4 every bedroom without passing through another bedroom, except where every  
5 bedroom has a water closet directly adjoining it for use therewith.

Sec. 24. ROOMS IN EXISTING DWELLINGS.] No existing room in any dwelling  
2 shall hereafter be occupied as a habitable room unless it contains a window or  
3 windows having a glass area not less than one-twelfth of the floor area of the  
4 room, which window or windows shall open directly upon a street or alley, or  
5 upon a yard or court having a superficial area of not less than twenty-five  
6 square feet and a minimum width of not less than two feet six inches; or unless  
7 such room adjoins another room in the same apartment which has such window  
8 or windows opening upon a street or alley, or upon a yard or court as specified  
9 above, between which two adjoining rooms there shall be an alcove opening  
10 equal in extent to at least twenty per cent of the entire wall surface of such  
10 room. Nor shall such room be occupied unless the dwelling of which it is a part  
11 conforms to the requirements of sections 9 and 17 as to percentage of lot area  
12 to be covered and as to distance between buildings. Nothing in this section shall  
13 be construed as in conflict with section 32 regarding the occupancy of basements  
14 in existing dwellings.

Sec. 25. ROOMS ADDED TO AN EXISTING DWELLING.] Any additional room or  
2 hall that is hereafter constructed or created in an existing dwelling may be of  
3 the same height of ceiling as the other rooms or hall of the same story of the  
4 dwelling, but shall comply in all other respects with the provisions of this act  
5 applicable to new dwellings.

Sec. 26. LIGHTING AND VENTILATION OF WATER CLOSET COMPARTMENTS IN BATH  
2 rooms.] In new dwellings every water closet compartment and bath room shall  
3 have at least one window opening directly upon a street or alley, or upon a yard  
4 or court of the dimensions specified in sections 10, 11 and 12 and located on the



5 same lot. The aggregate glass area of a window or windows for each water  
6 closet compartment or bath room shall be not less than six square feet, and no  
7 window shall have a glass area of less than three square feet. Every such  
8 window shall be so constructed that at least its upper half may be opened its  
9 full width.

10 The provisions of this section shall not apply to multiple dwellings of Class  
11 B that have a system of mechanical ventilation so constructed as entirely to  
12 change the air in every bath room, toilet room or water closet compartment  
13 every seven minutes; nor shall they apply to general toilet rooms constructed in  
14 accordance with the requirements of section 41.

Sec. 27. LIGHTING AND VENTILATION OF PUBLIC STAIRS AND STAIR HALLS.] In  
2 every new dwelling every public hall (including stair halls) shall have at each  
3 story at least one window with a glass area equal to twelve square feet, open-  
4 ing directly upon a street or alley, or upon a yard or court of the dimensions  
5 specified in sections 10, 11 and 12, and located on the same lot. Such window  
6 shall be so placed that light may pass directly to the opposite end of the hall.  
7 Any part of a public hall which is off-set or recessed or shut off from any other  
8 part of such hall shall be deemed a separate hall within the meaning of this  
9 section, and shall be separately lighted and ventilated. A sash door, opening, or  
10 similar open spaces opening directly upon a street or alley or upon a yard or  
11 court of the specified dimensions, shall be deemed the equivalent of a window  
12 for the purposes of this section, if it has the minimum amount of glass area pre-  
13 scribed for windows by this section.

14 In place of the window requirements specified above for each story, a dwell-  
15 ing not more than three stories high may have a ventilating skylight, glazed  
16 wired glass or protected by a wired guard above the glass together with and  
17 above and unobstructed vertical well hole of not less than twenty square feet in  
18 area; and in dwellings more than three stories high the three highest stories  
19 may be lighted by a skylight of the same character.

20        This section shall not apply to multiple dwellings of Class B if the public  
21        halls are adequately lighted by artificial light, and adequately ventilated by a  
22        system of mechanical ventilation.

      Sec. 28. LIGHTING OF PUBLIC HALLS.] The owner of every multiple dwelling  
2        shall cause a light to be kept burning in the public halls near the stairs upon  
3        the entrance floor and upon all floors above the entrance floor every night from  
4        sunset to sunrise. Such light shall be equivalent to one-half watt for each  
5        square foot of floor area. Any part of a public hall which is offset or recessed  
6        or shut off from any other part of such hall shall be separately lighted.

### ARTICLE III.

#### SANITATION.

      Sec. 29. CELLAR ROOMS.] No room in any cellar shall be constructed or occu-  
2        pied as a habitable room.

      Sec. 30. BASEMENT ROOMS.] No room in the basement of a new dwelling  
2        shall be occupied as a habitable room, except that one apartment not exceeding  
3        six rooms may be occupied in the basement of a multiple dwelling having more  
4        than four apartments, if the rooms in such apartment conform to the require-  
5        ments of this Act as to habitable rooms.

      Sec. 31. CONSTRUCTION OF CELLARS AND BASEMENT.] Every new dwelling  
2        which does not have a basement or cellar shall have a clear space of at least three  
3        feet in height under the entire first story, such space to be in all cases enclosed,  
4        and provided with ample ventilation, and properly drained. The basement, cellar,  
5        or other lowest floor, and the walls below the ground level of dwellings shall be  
6        so constructed and drained as to prevent the entrance of dampness or water. No  
7        wooden floors shall be permitted in any cellar or basement, but a wood-wearing  
8        surface may be laid on a concrete floor not less than four inches in thickness.  
9        All cellars and basements in new dwellings shall have a window or windows with  
10       a total glass area equal to at least one-tenth of the floor area. The floor of

11 the cellar, basement, or other lowest floor of every existing dwelling shall be kept  
12 free from dampness.

13 The cellar or basement ceiling of every existing or new dwelling shall have  
14 the space over the furnace or heating plant plastered, and such plastering shall  
15 extend two feet in every direction beyond the area occupied by the furnace or  
16 heating plant. No wooden lath shall be used in connection with such plastering.

Sec. 32. OCCUPANCY OF BASEMENT IN EXISTING DWELLINGS.] No room in the  
2 basement of an existing dwelling shall hereafter be occupied as a habitable room  
3 unless: (1) Such room shall be at least seven feet six inches high in every part  
4 from the floor to the ceiling, and shall have a floor area of at least eighty square  
5 feet. (2) The ceiling of such room shall be in every part at least four feet above  
6 the surface of the ground adjoining such rooms. (3) Water closet facilities shall  
7 be available to the occupant of each room. (4) Such room shall have a window  
8 or windows with a total glass area equal to at least one-tenth of its floor area.  
9 Such window or windows shall open directly upon a street or alley, or upon a  
10 yard or court having a superficial area of not less than twenty-five square feet  
11 and a minimum width of not less than two feet six inches. If the ceiling of any  
12 such room is less than eight feet six inches in the clear, the window area of such  
13 room shall be at least fifteen per cent of the floor area. (5) The basement shall  
14 be so constructed that the entrance of dampness or water is prevented, and if  
15 there is a cellar below the basement, such cellar shall be so constructed that the  
16 entrance of dampness or water is prevented.

17 All rooms in basements of existing dwellings which are now occupied as  
18 habitable rooms may continue to be so occupied upon complying with the terms  
19 of this section. Basements in existing dwellings having no rooms occupied as  
20 habitable rooms shall comply with all of the provisions of this Act as to habit-  
21 able rooms in new dwellings, if rooms therein are to be so occupied, and  
22 occupancy of such rooms shall be limited in the manner prescribed by  
23 Section 30.

Sec. 33. COURTS, AREAS AND YARDS, GRADING AND DRAINAGE OF.] In every existing or new dwelling the bottom of every shaft, court and yard shall be so drained and paved or graded that all water shall flow freely into a sewer or street.

Sec. 34. DWELLINGS TO BE IN GOOD REPAIR—ROOFS.] Every dwelling shall be kept in good repair. The roof shall be kept so as not to leak, and all running water shall be drained from the roof in such a manner as not to cause dampness in the walls or ceilings of such dwelling or adjacent buildings.

Sec. 35. PUBLIC WATER SUPPLY.] In any city where there is a public water supply, no new multiple dwelling shall be erected without connection therewith. Every new dwelling other than a multiple dwelling shall be connected with such public water supply if a public water main is within a distance of one hundred feet of any outside line of the lot on which the dwelling is to be erected. Every multiple dwelling now in existence shall connect with the public water supply when a public water main is or hereafter comes within a distance of one hundred feet of any outside line of the lot on which the dwelling stands. All new multiple dwellings in a city where a public water supply does not exist shall connect with a public water supply when a public water main becomes available within a distance of one hundred feet of any outside line of the lot on which such dwelling stands.

Sec. 36. WATER SUPPLY IN DWELLINGS.] Where a connection is now or hereafter required with the public water supply, under the terms of Section 35, there shall be provided and maintained in every dwelling at least one sink or washbowl with a quantity of running water sufficient to provide eighty gallons a day to each occupant, and this requirement shall be exclusive of any sink provided in the cellar of such dwelling. In new two-family dwellings and new multiple dwellings of Class A there shall be a sink or washbowl in each apartment, with the supply of a quantity of running water sufficient to provide eighty gallons a day to each occupant.



10 In existing two-family dwellings and existing multiple dwellings of Class A  
 11 there shall be at least one such sink or washbowl on each floor accessible to each  
 12 apartment without passing through another apartment, with a quantity of run-  
 13 ning water sufficient to provide eighty gallons a day to each occupant. In all  
 14 multiple dwellings of Class B there shall be one such sink or washbowl fo revery  
 15 fifteen occupants, or fraction thereof.

Sec. 37. WATER SUPPLY WHERE NO PUBLIC WATER SYSTEM IS AVAILABLE.]

2 Where there is no public water supply with which connection is required by the  
 3 terms of section 35, there shall be provided for all existing or new dwellings one  
 4 or more adequate cisterns or wells with a pump.

Sec. 38. PUBLIC SEWER SYSTEM.] In any city where there is a public sewer  
 2 system, no multiple dwelling of over three apartments shall be erected without  
 3 connection therewith. Every other new dwelling shall be connected with such  
 4 public sewer system if a public sewer is within a distance of one hundred feet  
 5 of any outside line of the lot on which the dwelling is to be erected. Every  
 6 multiple dwelling of over three apartments now in existence shall connect with  
 7 the public sewer system if a public sewere is or hereafter comes within one  
 8 hundred feet of any outside line of the lot on which such dwelling has been  
 9 erected. All new multiple buildings erected in a city where a public sewer system  
 10 does not exist shall connect with a public sewer system when a public sewer be-  
 11 comes available within a distance of one hundred feet of any outside line of the  
 12 lot on which such dwelling stands.

Sec. 39. REQUIREMENTS WHERE THERE IS NO PUBLIC SEWER SYSTEM.] Where

2 there is neither a public water supply nor a public sewer system, or where there  
 3 is a public water supply but no public sewer system, the plumbing for dwellings  
 4 may be connected with a septic tank or other adequate and sanitary means of  
 5 sewage disposal. Every existing multiple dwelling of more than three apart-  
 6 ments and every new multiple dwelling shall have a septic tank or other ade-  
 7 quate and sanitary means of sewage disposal, if not required to be connected with



8 a public sewer system. No cesspool or privy vault shall be permitted in connec-  
9 tion with any multiple dwelling.

Sec. 40. CATCH BASINS.] Where because of a lack of a public water supply  
2 or of a public sewer system, sinks with running water are not provided inside  
3 a dwelling, one or more catch basins or some other adequate and sanitary de-  
4 vice for the disposal of waste water shall be provided in the yard or court, at  
5 a point easy of access to the occupants of such dwelling, and the top of which  
6 shall be level with the surface of the yard or court.

Sec. 41. WATER CLOSETS IN NEW DWELLINGS WHERE THERE ARE A PUBLIC  
2 WATER SUPPLY AND A PUBLIC SEWER SYSTEM.] Every new dwelling required by  
3 sections 35 and 38 to be connected with a public water supply and a public sewer  
4 system shall have at least one water closet, which may be in a bath room. Each  
5 water closet shall be placed in a compartment completely separated from every  
6 other water closet. Such compartment shall not be less than three feet wide,  
7 and shall be enclosed with partitions which shall extend to the ceiling and shall  
8 be non-absorbent. In new two-family and multiple dwellings the floor of every  
9 water closet compartment shall be constructed of a non-absorbent material other  
10 than metal, of sufficient thickness to make the floor waterproof, and shall have  
11 a cove base at least one inch high.

12 In new two-family dwellings and multiple dwellings of Class A, there shall  
13 be a separate water closet located within each apartment. In new multiple  
14 dwellings of Class B there shall be provided at least one water closet for every  
15 fifteen occupants or fraction thereof.

16 Every water closet compartment hereafter placed in any dwelling shall be  
17 provided with proper means of artificially lighting the same at night.

18 Nothing in this act shall be construed to prohibit a general toilet room con-  
19 taining several water closet compartments separated from each other by dwarf  
20 partitions, if such toilet room is adequately lighted and ventilated to the outer  
21 air or if it has adequate artificial light and a system of mechanical ventilation

22 so constructed as to change the air every seven minutes. Such water closets,  
23 however, shall supplement the water closet accommodations required by other  
24 provisions of this section. A general toilet room containing several water  
25 closets may be constructed or maintained in a cellar or basement if such water  
26 closets supplement those required by this act, and if they have natural or arti-  
27 ficial light and ventilation as prescribed in this section.

Sec. 42. WATER CLOSETS CONSTRUCTED WHEN NO PUBLIC WATER SUPPLY AND  
2 SEWER SYSTER WERE AVAILABLE.] Within a period of not more than twelve months  
3 after connections with a public water supply and a public sewer system are  
4 required under the terms of sections 35 and 38, every dwelling not theretofore  
5 connected with such water supply and sewer system shall be equipped with  
6 water closets, which in new dwellings shall comply with all of the require-  
7 ments of this act. Whenever connections with a public water supply and a public  
8 sewer system is required by this act, all privy vaults, cesspools, or other similar  
8 receptacles used to receive fecal matter, urine or sewage, shall be removed and  
10 the place where they were located shall be properly filled in and disinfected.

Sec. 43. WATER CLOSETS IN EXISTING DWELLINGS.] In every existing dwell-  
2 ing required by this act to be connected with a public water supply and a public  
3 sewer system at least one water closet shall be provided for eevry apartment,  
4 except that in multiple dwellings of Class B there shall be provided at least one  
5 water closet for every fifteen occupants or fraction thereof. Every water closet  
6 compartment and water closet hereafter placed in a dwelling, shall comply with  
7 all requirements of this act as to water closet compartments and water closets  
8 in new dwellings, except: (1) that in the case of a new water closet compart-  
9 ment installed on the top floor of an existing dwelling, a ventilating skylight  
10 open to the sky may be used in place of the window or windows required by  
11 section 26 of this act; and (2) compartments in existing dwellings may contain  
12 a window or window of not less than four square feet in area opening directly  
13 upon a street or alley, or upon a yard, court or vent shaft of the minimum size

14 prescribed by building regulations in existence at the time when the dwelling  
15 was erected.

Sec. 44. OUTSIDE WATER CLOSETS.] Outside water closets shall not be in-  
2 stalled for new dwellings which are required by this act to have connection with  
3 a public water supply and a public sewer system.

Sec. 45. WATER CLOSET FIXTURES.] In new dwellings no water closet fixtures  
2 shall be enclosed. In all existing dwellings the woodwork enclosing all water  
3 closets shall be removed from the front of said closets, and the space underneath  
4 the seat shall be left open. Pan, plunger, and long hopper closets shall not be  
5 installed nor shall such fixtures be used for purposes of replacement in new or  
6 existing dwellings.

7 The floor and other surface beneath and around the water closets of all  
8 dwellings shall be kept in good order and repair.

Sec. 46. PLUMBING.] In every new dwelling no plumbing fixtures shall be  
2 enclosed, but the space underneath shall be left entirely open. All plumbing  
3 work shall be so installed that there shall be no leakage. All fixtures shall be  
4 trapped and traps shall be vented or shall be non-syphonable. Wooden sinks  
5 and wooden wash trays shall not be installed. In all new multiple dwellings  
6 where plumbing or other pipes pass through floors or partitions, the openings  
7 around such pipes shall be sealed or made tight with incombustible materials.

Sec. 47. WALL PAPER.] No wall paper shall be placed upon the walls or  
2 ceilings of any dwelling until all old wall paper shall have been removed there-  
3 from, and such walls and ceilings thoroughly cleansed.

Sec. 48. PROHIBITED USES OF DWELLINGS.] No horse, mule, cow, calf, swine,  
2 sheep, goat, chickens, geese or ducks shall be kept in any dwelling, nor shall  
3 any such animal be kept on the same lot or premises with a dwelling except  
4 under such conditions as may be prescribed by municipal ordinance. No such

5 animal except a horse shall, under any circumstances, be kept on the same lot  
6 or premises with a multiple dwelling.

7 No dwelling or the lot or premises thereof shall be used for the storage or  
8 handling of junk or as a place for the storage, keeping or handling of any  
9 articles dangerous to life or health.

Sec. 49. BUSINESSES IN DWELLINGS.] No transom, window or door shall  
2 open into a public hall from any part of a multiple dwelling where paint, oil,  
3 drugs or spirituous liquors are stored or kept for the purpose of sale or other-  
4 wise. This provision shall not apply to self-closing doors of incombustible ma-  
5 terial provided in hotels.

6 Nothing in this Act shall be construed to conflict with "An Act to regulate  
7 the manufacture of clothing, wearing apparel and other articles in this State,  
8 and to provide for the appointment of state inspectors to enforce the same and  
9 to make an appropriation therefor," in force July 1, 1893, as amended.

Sec. 50. MEANS OF CLEANING SHAFTS AND COURTS.] At the bottom of every  
2 court or shaft in any dwelling there shall be a door or other opening which pro-  
3 vides sufficient access for the cleaning of such court or shaft.

Sec. 51. RECEPTACLES FOR GARBAGE, ASHES AND RUBBISH.] Water-tight non-  
2 absorbent receptacles with covers shall be provided and maintained in connec-  
3 tion with every dwelling for garbage, ashes, rubbish, refuse and other waste  
4 matter, which receptacles shall be thoroughly cleansed at least once each week.  
5 No garbage or ash chutes or bins shall be constructed, maintained or used ex-  
6 cept garbage chutes connected with garbage incinerators.

Sec. 52. QUANTITY OF AIR FOR EACH PERSON.] No room in any dwelling shall  
2 be so occupied that there will be less than four hundred cubic feet of air for each  
3 person over twelve years of age nor less than two hundred cubic feet of air  
4 for each person under twelve years of age, living or sleeping in such room.  
5 However, nothing in this Act shall be construed to conflict with "An Act to



6 amend an Act entitled “An Act to create and establish a board of health in  
7 the State of Illinois, approved May 28, 1877, in force July 1, 1877, by adding  
8 thereto four new sections to be numbered 15, 16, 17 and 18,” approved and in  
9 force April 21, 1899, as amended.

Sec. 53. CLEANLINESS OF DWELLING.] Every dwelling shall be kept clean  
2 and free from any accumulation of dirt, filth, rubbish, garbage, waste paper,  
3 ashes, snow, ice, or other matter in or on the same, or in the yards, courts,  
4 passages, areas or alleys connected with or belonging thereto.

5 The owner or occupant of any dwelling shall thoroughly cleanse all the  
6 rooms, passages, stairs, floors, windows, doors, walls, ceilings, privies, cess-  
7 pools, septic tanks, cellars, roofs and drains of the dwelling of which he is the  
8 owner or occupant, and shall keep all parts of such dwelling in a cleanly con-  
9 dition at all times. It shall be the duty of each occupant to keep the portion of  
10 the dwelling occupied by him and over which he has control in a cleanly con-  
11 dition at all times.

Sec. 54. JANITORS.] Any city shall have authority by ordinance to require  
2 that there be a janitor, housekeeper or other representative of the owner resid-  
3 ing in multiple dwellings in which the owner does not reside, and to specify the  
4 types of multiple dwellings to which such requirement shall apply.

Sec. 55. HEATING.] Where a lease or contract expressly or impliedly pro-  
2 vides for the furnishing of heat and hot water, or either, by the landlord, fail-  
3 ure to comply reasonably with such conditions of the lease or contract shall be  
4 deemed a violation of this Act.

Sec. 56. SCREENS.] Every dwelling shall be provided with screens for at  
2 least one window in each habitable room and for the door opening onto the  
3 place where garbage receptacles are kept. The screens shall be such as ade-  
4 quately to cover the part or parts of such window which may be opened, and  
5 such door.



## ARTICLE IV.

## FIRE PROTECTION.

Sec. 57. CONSTRUCTION OF HOUSES ABOVE THREE STORIES.] Every new mutiple  
2 dwelling more than five stories high shall be of fire proof construction. Every  
3 new multiple dwelling more than three stories high but not more than five  
4 stories high shall be of slow burning or fire proof construction. Where slow  
5 burning construction is used, the cellar and basement construction, including  
6 the floor construction of the first story above the cellar or basement, shall be of  
7 fire proof construction.

8 No existing multiple dwelling shall hereafter be altered so as to exceed  
9 three stories in height without conforming with the requirements of this section.

Sec. 58. WHAT CONSTITUTES FIRE PROOF AND SLOW BURNING CONSTRUCTION.]  
2 The term "fire proof construction" shall apply to all dwellings in which all ex-  
3 terior walls and all interior bearing and division walls are of masonry, and in  
4 which all parts that carry weights or resist stress, and all stairways and all  
5 interior partitions are made of incombustible material; and in which all metalic  
6 structural members are protected against the effects of fire by coverings of a fire  
7 proof material, and in which all interior stair, elevator and other vertical shafts  
8 are enclosed by walls or partitions of fire-proof material; and in which all open-  
9 ings from the interior of the building into such vertical shafts are provided with  
10 fire-proof doors. All windows in the enclosures of stairs, shafts and elevators  
11 which open into an inner court shall have metal frames and sashes and be glazed  
12 with wired glass.

13 The term "slow burning construction" shall apply to all dwellings (1) in  
14 which the walls are of masonry; and (2) in which the structural members which  
15 carry the loads and stress coming upon the floors and roofs are made wholly or  
16 in part of combgustible material, but throughout which structural metallic mem-  
17 bers if used are covered in the manner required for fire proof construction. In  
18 slow burning construction all stairways shall be of incombustible material; the  
19 underside of the wood joists and rafters shall be protected by a covering of not

less than three-fourths of an inch of plaster on metal lath, and a layer of mortar or of incombustible material at least one and one-half inches thick shall be applied on all floor and roof surfaces above the wood joists or rafters. All interior stair, elevator and other vertical shafts shall be enclosed by walls or partitions of fire-proof material; all other partitions shall be of incombustible material.

The term "fire proof material" is used to designate materials which are entirely incombustible and slow heat conductors. The following shall be considered fire proof materials: burned brick, tiles of burned clay, cement, concrete, terra cotta.

The following shall be considered "incombustible materials": fire resisting glass or metal not less than one-quarter inch in thickness, plastering on metal lath and metal studding, plaster blocks, stone, granite, marble, cinder concrete, gypsum block, and metal lath with portland cement plaster on incombustible supports. The materials specified above as fire proof materials may in all cases be used where incombustible materials are specified in this Act.

In the construction of partitions not required to be of fire proof material, frames, casings, doors, sash and the rough carpenter work required for the proper fastening of such frames, casings, doors or sash may be of wood; and ordinary glass may be used in doors and windows of such partitions. Treads of stairs may be of wood not less than one and three-eighths inches thick and all handrails may be of hardwood

The term "masonry" is used to designate stone, and brick or concrete moulded into solid form or mass.

The materials specified in this section shall be deemed standard for the purposes of this Act, but their enumeration shall not be construed as exclusive. In every case where it is proposed to use a material not specified in this section, such material shall meet the requirements of this Act, and shall be adapted to the same uses as the materials above enumerated. Cities are hereby empowered to cause proper tests to be made or to investigate tests which may have been made in order to determine whether a proposed substitute material complies with the

50 requirements of this Act, and is adapted to the same uses as the materials above  
 51 enumerated. Cities shall have the power by ordinances to specify any other ma-  
 52 terials than those enumerated which possess the qualifications required by this  
 53 Act, but such materials shall not be specified until after tests have been made  
 54 which determine that they meet the requirements of this Act and are properly  
 55 adapted to the same uses as the materials enumerated herein.

Sec. 59. PARTITIONS BETWEEN APARTMENTS.] In new multiple dwellings  
 2 there shall be a wall of masonry extending from the ground to the underside of  
 3 the roof boards separating each apartment from every other apartment, and  
 4 around each court. A wall between apartments and extending from the main  
 5 stair hall to the outer wall of the building may be offset at the second story floor  
 6 line to some point nearer the center of the building, or of the group of apart-  
 7 ments, in order to admit of an even distribution of space in the rooms adjacent  
 8 to such wall, if such wall is supported at the second story floor line on fire  
 9 proofed steel or iron beams which extend from the wall surrounding the main  
 10 stair hall to the outer wall of the building. In case there is a store or stores in  
 11 the first story of a new multiple dwelling, a masonry dividing wall between  
 12 apartments may begin at the second story floor line, if such dividing wall is sup-  
 13 ported on fire proofed steel or iron beams carried by steel or iron columns or  
 14 masonry, and if the floor of the first story used for purposes of habitation is  
 15 of fire proof or slow burning construction.

16 In new multiple dwellings three stories or less in height, two separate thick-  
 17 nesses of metal lath and fire resisting plaster may be used in place of the fire-  
 18 proofing provided above

Sec. 60. STAIRWAYS AND WAYS OF EGRESS.] Every dwelling shall have two  
 2 ways of egress.

3 Every existing and every new multiple dwelling two stories or more in  
 4 height shall have at least two flights of stairs, which shall extend from the  
 5 entrance floor to the highest floor of the dwelling. Such stairs shall be as far



6 apart as practicable. One of the stairways so required shall be an interior  
7 stairway. Two stairways opening off of the same public hall shall not be re-  
8 garded as a compliance with the requirements of two flights of stairs, unless  
9 such public hall and the stairways and the halls and corridors connecting such  
10 stairways with apartments shall be built of fire-proof material. The stairs and  
11 the public halls in every multiple dwelling shall be at least three feet wide in  
12 the clear, and every apartment shall be directly accessible to both such flights  
13 of stairs without going through any other apartment.

14 Every new multiple dwelling not over three stories high containing over  
15 eighty rooms, exclusive of bath rooms, shall have an additional flight of stairs  
16 for every additional eighty rooms or fraction thereof, but if such dwelling con-  
17 tains not more than one hundred and twenty rooms exclusive of bath rooms,  
18 all its stairs and public halls may be made at least one-half wider than is  
19 provided above, instead of providing an additional stairway.

20 New multiple dwellings over three stories high containing over one hun-  
21 dred and twenty rooms, exclusive of bath rooms, shall have one additional  
22 flight of stairs for every additional one hundred and twenty rooms or frac-  
23 tion thereof, but if such dwelling contains not more than one hundred and  
24 eighty rooms, exclusive of bath rooms, all its stairs and public halls may be  
25 made at least one-half wider than provided above, in place of having the  
26 additional stairs.

27 No public hall or stairs in existing multiple dwellings shall be reduced to  
28 less than the minimum width prescribed by this section.

Sec. 61. CONSTRUCTION OF STAIRS.] Every flight of stairs required in an  
2 existing or new multiple dwelling shall have an entrance on the entrance floor  
3 from a street or alley or from a yard or court which opens into a street or  
4 alley. All stairs in new multiple dwellings shall have risers not more than  
5 seven and three-fourths inches high, and treads not less than nine and one-half  
6 inches wide, exclusive of nosings, except in winding stairs where all treads at

7 a point eighteen inches from the strings on the well side shall be at least nine  
8 and one-half inches wide exclusive of nosings. All enclosed stairs in every  
9 multiple dwelling shall have at least one handrail and when the width of such  
10 stairs is greater than three feet six inches such stairs shall have a handrail  
11 on each side thereof. All open stairs shall be provided with suitable and sub-  
12 stantial handrails on each side.

Sec. 62. STAIRWAYS, STAIRHALLS AND STAIR ENCLOSURES.] In all new multiple  
2 dwellings more than three stories high stair enclosures shall be built of fire-  
3 proof material; and stairways, and all halls and corridors connecting apart-  
4 ments with stairways shall be of incombustible material, with such exceptions  
5 as are indicated in Section 58. If there are more than two apartments on any  
6 floor above the entrance floor opening into the same hall or corridor, stair-  
7 ways shall be enclosed and the doors opening from such hall or corridor shall  
8 be of incombustible material (where not required to be of fire-proof material),  
9 and self-closing.

10 In every new multiple dwelling not more than three stories high, stair halls  
11 for interior stairways shall be enclosed on all sides with masonry walls or  
12 with walls of fire-proof material. This requirement shall not apply to multiple  
13 dwellings which are not more than three stories high and have only one apart-  
14 ment on each floor.

15 The requirements of this section shall apply to the construction extending  
16 upward to the under side of roof boards of multiple dwellings.

Sec. 63. ENTRANCE HALLS TO MULTIPLE DWELLINGS — EGRESS FROM HOTELS.]  
2 Every entrance hall in a new multiple dwelling shall be at least three feet six  
3 inches wide in the clear, and shall comply with all of the conditions of the pre-  
4 ceding section as to the construction of stair halls. Nothing in this Act shall  
5 be construed to conflict with the provisions of "An Act to regulate the means of  
6 egress from public buildings," in force July 1, 1874, as amended.



Sec. 64. DUMB WAITERS AND ELEVATORS.] In new multiple dwellings all  
2 dumb waiters, elevators, chutes, and other inside vertical openings between  
3 stories, shall comply with the requirements specified by Sections 58 and 62 as  
4 to stair enclosures, and shall have doors of incombustible material. In the case  
5 of dumb waiters such doors shall be self-closing. No elevator shall be per-  
6 mitted in the wellhole of stairs, but every elevator shall be completely sepa-  
7 rated from stairs by walls such as those required for stair enclosures. The same  
8 requirements shall apply to dumb waiters and elevators hereafter constructed  
9 in existing dwellings.

Sec. 65. CELLAR STAIRS.] In new dwellings which exceed three stories in  
2 height all inside stairs communicating between the cellar or basement and the  
3 floor next above shall be enclosed with masonry walls not less than eight inches  
4 thick, with self-closing incombustible doors at the bottom.

Sec. 66. CLOSET UNDER FIRST STORY STAIRS.] In new multiple dwellings no  
2 closet shall be constructed under any staircase leading from the entrance  
3 story to the upper stories, but such space shall be left entirely open and kept  
4 clear and free from incumbrance.

Sec. 67. CELLAR AND BASEMENT ENTRANCES.] In every new multiple dwell-  
2 ing there shall be an entrance to the cellar or basement or other lowest story  
3 from the outside of said dwelling.

Sec. 68. FIRE ESCAPES.] Every existing or new multiple dwelling four  
2 stories or more in height shall be provided with a fire escape or fire escapes.  
3 Each separate apartment shall have direct access to at least one fire escape with-  
4 out passing through any other apartment; but this requirement shall not apply  
5 to apartments in existing dwellings where such apartments have direct access  
6 without passing through any other apartment to at least two separate flights  
7 of stairs leading to the ground, one of which is placed in front and one in the  
8 rear of such dwelling. Every court in which there is a fire escape shall have

9 direct and unobstructed access along the surface of the ground to a street or  
10 alley opening into a street or alley without entering into or passing through or  
11 over any building unless by a four foot wide fire proof passage on the court  
12 or ground level.

13 Nothing in this Act shall be construed to repeal "An Act relating to fire  
14 escapes" in force July 1, 1919; nor "An Act relating to fire escapes in hotels,  
15 inns, and public lodging houses, and providing that such building shall be  
16 equipped with appliances for the safety of guests in case of fire, and providing  
17 penalties for the violation of the provisions thereof, and repealing all Acts or  
18 parts of Acts in conflict therewith," in force July 1, 1913, as amended.

19 The owner of every multiple dwelling on which fire escapes are now placed  
20 or hereafter may be erected shall keep them in good order and repair, and to  
21 prevent rust shall have them properly painted with two coats of paint. No  
22 person shall at any time place any incumbrance before or upon any fire escape.

Sec. 69. BULKHEADS, SCUTTLES AND PENTHOUSES.] Unless the pitch of the  
2 roof exceeds one inch rise in four inches run, there shall be in the roof of every  
3 existing or new multiple dwelling which exceeds one story in height at least  
4 one bulkhead, scuttle or penthouse, fire proof or covered with fire proof ma-  
5 terial. The roof opening shall not be less than two feet by two feet. All bulk-  
6 heads, scuttles or penthouses shall be kept free from incumbrances and ready  
7 for use at all times.

Sec. 70. WOODEN MULTIPLE DWELLINGS.] In every new wooden multiple  
2 dwelling each apartment shall be separated from every adjoining apartment by  
3 a wall of masonry or concrete, or by a self-supporting partition not less than  
4 four inches thick of tile or of reinforced concrete or of metal studding and  
5 metal lath plastered with fire resisting plaster. Where two apartments above  
6 the first floor have a stairway or stairways in common, the enclosing walls  
7 around such stairway shall be of fireproof construction or of masonry. No  
8 wooden multiple dwelling shall hereafter be erected exceeding two stories in

9 height or with more than two apartments above the first story. In every new  
10 wooden multiple dwelling fire stops of incombustible material shall be placed  
11 in all studded walls at each floor level and at the junction of the rafters with  
12 the walls, and in all stud partitions which are directly above a similar partition  
13 in another story, and in all other enclosed vertical openings between stories  
14 in the construction of the dwelling. Such fire stops shall extend four inches  
15 above the floor levels and be securely supported in position and shall com-  
16 pletely fill the spaces and openings at these points. Fire stops of incombustible  
17 material not less than four inches thick shall be placed between all joints in  
18 every such dwelling. Such fire stops shall extend the full height of the joists  
19 and shall be spaced at least every twenty-five feet in the direction of the length  
20 of the joint. No wooden building not now used as a multiple dwelling shall  
21 hereafter be altered into a multiple dwelling exceeding two stories in height or  
22 with more than two apartments above the first floor. No existing wooden mul-  
23 tiple dwelling shall hereafter be so altered or have its occupancy so changed as  
24 to have more than two apartments on any floor above the first floor.

25 A building having the exterior walls or portions thereof of wood, or with  
26 wooden frame work veneered with brick, stone, terra cotta or concrete; or  
27 covered with plaster, stucco or sheet metal, shall be classed as a wood building.

Sec. 71. COMBUSTIBLE MATERIALS AND DANGEROUS BUSINESSES.] No dwelling  
2 nor the lot upon which it is situated, shall be used as a place of storage, keeping  
3 or handling combustible articles except under such conditions as may be pre-  
4 scribed by ordinance or by the State Fire Marshal. No multiple dwelling nor  
5 the lot upon which it is situated shall be used as a place for the storage, keep-  
6 ing or handling of grain, hay, straw, excelsior, cotton, paper, paper stock,  
7 feathers or rags. No public bakery and no place of busnness in which fat is  
8 boiled shall be maintained in any multiple dwelling.

## ARTICLE V.

## ENFORCEMENT PROVISIONS.

Sec. 72. WHO SHALL ADMINISTER THIS ACT.] In a city which has a building department and has no health department all the provisions of this Act shall be enforced by the building department. In a city which has a health department and has no building department all of the provisions of this Act shall be enforced by the health department.

It is the purpose of this Act that all requirements thereof as to plumbing, drainage and mechanical ventilation (where mechanical ventilation is permitted as an alternative), and all requirements with regard to sanitary conditions of occupation of dwellings shall be enforced by the health department where there is such a department; and that all other requirements as to dwellings shall be enforced by the building department where there is such a department.

Where a city has both a building department and a health department, the enforcement of Sections 24, 28, 30, 32 to 42 inclusive, 44 to 50 inclusive, and 52 to 56 inclusive, is committed to the health department. The enforcement of the following sections is committed in part to the health department: Sections 22 and 23, so far as they concern conditions of occupation after construction; Sections 26 and 27, so far as they have to do with mechanical ventilation; and Sections 29, 43 and 51, so far as they have to do with other than structural matters. All other requirements of this Act shall be enforced by the building department.

All municipal ordinances setting higher standards or making additional requirements shall be enforced by the respective departments to which the particular matter belongs under the distribution of authority indicated in this section.

The term health department is employed to refer to such a department or to a health officer, under whatever name such department or officer may be designated; and the term building department is employed to refer to such a



29 department or to a building officer, under whatever name such department or  
30 officer may be designated. Where functions in this Act are specified as belong-  
31 ing either to the health department or the building department, such functions  
32 may be exercised by either one or the other of such departments if only one  
33 exists in any city.

34 Every officer or employe of the health department or building depart-  
35 ment, duly authorized by municipal ordinance or by the head of such depart-  
36 ment, is empowered to perform the duties and exercise the powers specified  
37 in this Act as belonging to such department.

38 The methods of enforcement of the terms of this Act provided herein are  
39 methods to be employed by every department so far as its powers extend under  
40 this Act, and such methods shall also be available to departments or bureaus  
41 now or hereafter established by municipal ordinance for the purpose of fire  
42 prevention or for otherwise safeguarding conditions in dwellings. The methods  
43 herein prescribed are also available for the enforcement of all higher stand-  
44 ards or additional requirements prescribed by municipal ordinance.

45 Nothing in this Act shall interfere with ordinances now in force or here-  
46 after passed conferring power upon a city fire department or any bureau  
47 thereof to enforce the provisions of this Act or of ordinances for the pre-  
48 vention of fire in buildings after construction; or to interfere with the enforce-  
49 ment, through such organization as the city may set up, of laws or ordinances  
50 regarding boiler inspection, the abatement of smoke, the storage of explosives,  
51 or other matters not covered by the terms of this Act.

52 Nothing in this Act shall be construed to repeal "An Act to amend an Act  
53 entitled, 'An Act to create and establish a board of health in the State of Illi-  
54 nois,' in force July 1, 1877, by adding thereto four new sections to be num-  
55 bered 15, 16, 17 and 18," approved and in force April 21, 1899, as amended.

56 Nothing in this Act shall be construed to interfere with the powers of the  
57 State Fire Marshal under "An Act creating the office of State Fire Marshal,  
58 prescribing his duties and providing for his compensation and for the mainte-



59 nance of his office," in force July 1, 1909, as amended; or with the powers of  
60 the State Department of Labor, under "An Act to regulate the manufacture of  
61 clothing, wearing apparel and other articles in this State, and to provide for  
62 the appointment of State inspectors to enforce the same, and to make an appro-  
63 priation therefor," in force July 1, 1893, as amended, and other laws committed  
64 to the Department of Labor for enforcement.

Sec. 73. PERMITS.] A permit shall be obtained from the building depart-  
2 ment where there is one, or from the health department where there is no build-  
3 ing department, before proceeding with the erection, alteration or removal of  
4 any dwelling; or the alteration or conversion of a building for use as a dwell-  
5 ing; or the erection or alteration of any building on the same lot with a dwell-  
6 ing, or the removal of any building to or from such a lot.

7 An application in writing for such permit shall be submitted, with plans  
8 and specifications; and with a plat of the lot, giving the legal description  
9 thereof, and showing the location, grade and dimensions of the same, the posi-  
10 tion to be occupied by the proposed building or by the building to be altered or  
11 removed, and the position of other buildings that may be on the lot. Such appli-  
12 cation shall give in full the name and residence, by street and number, of the  
13 owner or owners of such building or dwelling and of the lot, and the purposes for  
14 which such building or dwelling will be used. Such application shall state that  
15 the plans, specifications and plats contain a correct description of such dwell-  
16 ing, building, lot and proposed work. The application may be made by the owner  
17 or by any person who proposes to make the erection, alteration, conversion or  
18 removal, or by the agent of the owner. If such erection, alteration, conversion  
19 or removal is proposed to be made by any other person than the owner of the  
20 land in fee, such application shall contain the full name and residence, by street,  
21 and number of every person interested in such building either as owner, lessee  
22 or in any representative capacity.

23 It shall be unlawful for any architect or other person permitted under the  
24 laws of this State to make plans, to prepare or submit for approval any final

25 plans or specifications which do not comply with the requirements of this act,  
26 and with higher standards or additional requirements imposed by ordinances in  
27 force. It shall be the duty of the department receiving the application for permit  
28 to require that all plans submitted to it for approval shall be accompanied by  
29 a certificate of the architect or other person preparing such plans, that the plans  
30 submitted comply with the requirements of this act, and with higher standards  
31 or additional requirements imposed by ordinances in force.

32 If the application together with the plans, specifications and plats submitted  
33 therewith comply with all the requirements of this act and with all ordinances  
34 in force setting higher standards or making additional requirements, a permit  
35 shall be issued, but no permit shall be issued by the building department unless  
36 the plans and specifications are approved by the health department (where there  
37 is such a department) as to compliance with this act and with ordinances in  
38 force as to matters committed to the health department by section 72. True  
39 copies of the application, plans, specifications and plats shall be retained on file  
40 in the office of the building department for a period of six months after the  
41 issuance by such department of a certificate of compliance provided for by sec-  
42 tion 74.

43 Changes in plans and specifications if not in violation of this act or of  
44 ordinances in force, may be made with the approval of the department issuing  
45 the permit, but no changes shall be made as to matters committed to the health  
46 department for enforcement without the approval of that department. Records  
47 of changes which may be approved shall be kept by the department issuing  
48 permits. It shall be unlawful for any person engaged in erecting, altering,  
49 converting or removing any dwelling to make any departure from the plans  
50 and specifications submitted in the application for permit, without first obtain-  
51 ing the approval of such changes. Any such departure from the plans and speci-  
52 fications submitted with the application for permit shall operate to annul the  
53 permit and render it void. In case any work is done under a permit contrary to  
54 the plans and specifications submitted with the application for such permit, the

55 building department shall have power to stop such work at once and the health  
56 department shall have the same power where the departure from plans and  
57 specifications relates to matters committed to the health department for en-  
58 forcement; such work shall not be resumed until changes in such plans and  
59 specifications have been approved in compliance with the terms of this act, or  
60 until satisfactory assurance has been given that the work will be done in accord-  
61 ance with the plans and specifications originally submitted.

62 If, after a permit is granted, the operations called for by such permit shall  
63 not be begun within six months after the date thereof, or if such operations are  
64 completed within a reasonable time, then such permit shall be revoked, and no  
65 operations thereunder shall be begun or completed until a new permit shall be  
66 taken out, or the previous permit reinstated or extended.

67 The head of the building department or of the health department where  
68 there is no building department shall have power after notice and opportunity  
69 for hearing for just cause to revoke or cancel any permit in case of failure or  
70 neglect to comply with any of the provisions of this act or of ordinances in force.  
71 or in case of any false statement or representation made in the application for  
72 such permit, or in the plans, specifications or plats filed therewith.

73 Nothing in this act shall be construed as in any manner affecting municipal  
74 ordinances now in force or hereafter passed regulating the departments of  
75 city government to which plans shall be submitted before a permit is issued, the  
76 form of application and of plans, specifications and plats, the requirement of  
77 duplicate copies thereof, the requirement that plans, specifications and plats  
78 be submitted to more than one department, or other matters of administration  
79 not in conflict with the provisions of this Act.

Sec. 74. CERTIFICATE OF COMPLIANCE.] No building hereafter constructed  
2 as or altered or converted into multiple dwelling, no addition hereafter made a  
3 multiple dwelling, and no multiple dwelling which has been moved, shall be occu-  
4 pied in whole or in part for human habitation until the issuance of a certificate  
5 by the health department that said building conforms to the requirements of this



6 Act and of ordinances in force relative to plumbing, drainage and mechanical  
7 ventilation applicable to said building; nor until the issuance by the building de-  
8 partment of a certificate that the building conforms to the requirements of this  
9 Act and to ordinances in force regarding height, percentage of lot occupied, size  
10 and width of yards and courts, number and width of stairways, fire escapes, and  
11 means of egress. Within five days from the date of application for any certifi-  
12 cate, such certificate shall be issued, or the officer concerned shall state in writing  
13 his reasons for the refusal of the certificate.

14 A certificate may be issued in the case of a new multiple dwelling compris-  
15 ing more than three apartments so as to allow occupation of any section of the  
16 dwelling extending from cellar to roof in advance of the completion of other  
17 portions of the building.

18 No certificate shall be issued except after the inspection of the dwelling to  
19 which such certificate relates.

20 If any building hereafter constructed as or altered or constructed into a mul-  
21 tiple dwelling, any addition hereafter made to a multiple dwelling, or any mul-  
22 tiple dwelling moved from one location to another, is occupied in whole or in part  
23 for human habitation in violation of this section, no rent shall be recoverable by  
24 the owner or lessee of such premises during such unlawful occupation, and no  
25 action or special proceeding shall be maintainable for the non-payment of rent.

Sec. 75. NUISANCE.] A dwelling house or any part thereof which is in an  
2 insanitary condition by reason of the basement or cellar being damp or  
3 wet or of the floor of such basement or cellar being covered or partly  
4 covered with stagnant water, or of the presence of harmful gases, or of any por-  
5 tion thereof being infected with disease or being unfit for human habitation, or  
6 which by reason of any other insanitary condition, endangers the public health,  
7 or which is so unsafe as to endanger life, limb or property, is hereby declared to  
8 constitute a public nuisance, punishable by the same penalties as are prescribed  
9 for the violation of the terms of this Act. Such public nuisance may also be pro-  
10 ceeded against in any manner now or hereafter provided by statute, and through  
11 such remedies as may exist at law or in equity.

Sec. 76. ALTERATION OR DEMOLITION OF DWELLINGS.] It shall be the duty of

every owner or occupant of a dwelling to keep it in a clean and safe condition.

When a dwelling is in such a condition as to be imminently unsafe and dangerous, the building department may order either that the dwelling be put in a safe condition, if this is possible, or that it at once be vacated for purposes of habitation, or both; or if it cannot be put in a safe condition for residence purposes, that the building be demolished or be no longer used for purposes of habitation. Where the unsafe condition can be remedied, the building department shall give notice in writing of changes, alterations or repairs to be made, in order to make such dwelling safe, in accordance with the requirements of this Act or of ordinances in force. The notice shall state the nature of the work required to be done, and shall specify the time within which it shall be completed. Notice shall be served in the manner prescribed by Section 77 of this Act, except that action within twenty-four hours may be required. Notice of the condemnation of a dwelling shall in all cases be affixed in a conspicuous place upon the dwelling condemned. If at the expiration of the time specified in such notice for the completion of the work required in order to render the dwelling safe, such notice has not been complied with, the building department shall forthwith require that the dwelling be no longer user for purpose of habitation, or proceed to tear down such parts of the dwelling as shall be so unsafe as imminently to endanger life or property, or the whole thereof should this be necessary. The expense of tearing down such dwelling or any part thereof shall be charged to the person owning such dwelling or part thereof, and the cost of doing such work shall be recovered in appropriate legal proceedings prosecuted by the law department of the city.

When a dwelling is in such an insanitary condition as imminently to endanger the public health or the health of occupants, the health department may order either that it be put in a sanitary condition, if this is possible, or that it at once be vacated for purposes of habitation, or both; or if it cannot be put in a sanitary condition for residence purposes, that the building be demolished



31 or be no longer used for purposes of habitation. Where the insanitary condi-  
32 tion can be remedied, the health department shall give notice in writing of  
33 changes, alterations or repairs to be made in order to make such dwelling san-  
34 itary, in accordance with the requirements of this Act or of ordinances in force.  
35 The notice shall state the nature of the work required to be done, and shall  
36 specify the time within which it shall be completed. Notice shall be served in  
37 the manner prescribed by Section 77 of this Act, except that action within  
38 twenty-four hours may be required. Notice of the condemnation of a dwelling  
39 shall in all cases be affixed in a conspicuous place upon the dwelling condemned.  
40 If at the expiration of the time specified in such notice for the completion of  
41 the work required in order to render the dwelling sanitary such notice has not  
42 been complied with, the health department shall forthwith require that the dwell-  
43 ing be no longer used for purposes of habitation, or proceed to tear down such  
44 parts of the dwelling as shall be so unsanitary as imminently to endanger the  
45 health of the public or of the occupants of the dwelling, or the whole thereof,  
46 should this be necessary. The expense of tearing down such dwelling or any  
47 part thereof shall be charged to the person owning such dwelling or part thereof,  
48 and the cost of doing such work shall be recovered in appropriate legal pro-  
49 ceedings, prosecuted by the law department of the city.

50 Nothing in this section or section 75 shall be construed to interfere with  
51 powers under laws or ordinances now in force or hereafter enacted for the pur-  
52 pose of dealing with dwellings which may be either wholly or partly in an un-  
53 safe or insanitary condition. The powers conferred by this section upon build-  
54 ing and health departments may be exercised by either departments as specified  
55 by Section 72.

Sec. 77. [SERVICE OF NOTICE.] Every notice required by this Act, except as  
2 otherwise expressly provided by Section 76, shall be served five days before  
3 the time required for doing the thing to which the notice relates. Notice shall  
4 be served upon the owners and the occupants of every dwelling; but the post-  
5 ing of a copy of the notice or order in a conspicuous place upon the dwelling

6 and the mailing of a copy thereof to the last known address of the owner or  
7 owners, if owner is known, shall be considered sufficient compliance with this  
8 requirement.

Sec. 78. INSPECTION OF DWELLINGS.] In order to enforce compliance with  
2 the terms of this Act, the building department and the health department shall  
3 cause an annual inspection to be made of all multiple dwellings over three  
4 stories in height, and shall have full authority to make inspections of all  
5 other dwellings. Each department authorized to make inspections under this  
6 Act shall preserve for one year a complete record of all such inspections.

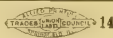
Sec. 79. RIGHT OF ENTRY.] The building department, the health depart-  
2 ment and all officers and employes thereof shall have authority to enter, exam-  
3 ine and survey all dwellings, and all structures upon the same lots with  
4 dwellings. The owner or his agent and the occupant of every dwelling, and  
5 every person having the care and management thereof, shall at all reasonable  
6 times give free access to such dwellings and premises when required by such  
7 officers or persons.

8 The owner of a dwelling and his agents or employes shall have access to  
9 such dwelling at all reasonable times for the purpose of complying with or  
10 causing compliance with the provisions of this Act or any order issued there-  
11 under; or if such access is denied the duty of complying shall devolve upon  
12 the occupant.

Sec. 80. PENALTIES.] Every person violating or failing to comply or ob-  
2 structing compliance with any of the provisions of this Act is guilty of a  
3 misdemeanor and upon conviction shall be punished by a fine not exceeding  
4 \$200 or by imprisonment not exceeding one year, or by both such fine and  
5 imprisonment. Each day's violation shall be regarded as a separate offense,  
6 and conviction for one such offense shall not constitute a bar to further prose-  
7 cution and conviction for other offenses.

Sec. 81. REPEAL.] “An Act for the regulation and inspection of tenement  
2 and lodging houses or other places of habitation,” approved and in force May  
3 30, 1881, is hereby repealed.





- 1 Introduced by Mr. Mooneyham, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to provide for the payment of pensions to aged people.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* From and after one year of the taking  
3 effect of this Act every person of the full age of sixty-five years who are and  
4 have been for twenty years residents and citizens of the United States of  
5 America and who are and have been for ten years continuously a resident of  
6 this State immediately prior to the application for a pension hereunder, shall  
7 be entitled to receive a pension as hereinafter specified.

8     Residence in the State shall not be deemed to be interrupted within the  
9 meaning of this Act by travel without the State nor by workmen who because  
10 of the exigency of their trade or calling are obliged temporarily to find work  
11 in other states, and providing the total period of such absence from the State  
12 does not exceed three years in such period of ten years.



Sec. 2. None of the following shall be entitled to a pension under this  
2 Act: a. Those convicted of a felony within ten years of the filing of a claim  
3 for a pension hereunder.

4 b. Those guilty of wife or child desertion or failure to provide the  
5 necessities of life for same.

6 c. Those who have been within one year preceding the filing of claim for  
7 pension hereunder a professional tramp or beggar.

8 d. Those who have a yearly income of \$400: *Provided*, that any annuity  
9 or pension to the extent of \$5.00 per week theretofore purchased or held by  
10 any claimant in any trade union, fraternal benefit society, mutual benefit fund  
11 or association, or from any fund made up of contributions from employe or  
12 employer or maintained by employers, shall not be included in determining  
13 the income of such claimant under the provision of this Act.

Sec. 3. The rental value of any real estate owned and occupied solely as  
2 a home for such claimant shall not be included in determining the income of  
3 such claimant.

Sec. 4. Except as herein provided the amount of the pension shall be  
2 \$20.00 per month, diminished ratably by an amount sufficient so that the total  
3 income of such person or claimant, including the pension herein provided for,  
4 shall not exceed \$400 per year.

Sec. 5. The pension commission shall, in the order allowing the pension,  
2 determine the amount which said pension shall be reduced by reason of the  
3 income less than \$400 per year which such claimant is receiving. The claim  
4 for pension shall be docketed, given a number and a certificate issued to such  
5 pensioner showing the amount of such pension. The pension shall be payable  
6 on or before the fifteenth day of each and every month of its continuance for  
7 the preceding month's pension, and shall continue during the life of such  
8 pension, subject to cancellation, modification and change of amount, according

9 to the changing income of such petitioner. Any such cancellation, modifica-  
10 tion or change to be made only upon hearing before such pension commission.

Sec. 6. Should this Act be at any time repealed all pensions granted  
2 hereunder shall cease, and no vested interest in and to such pensions shall  
3 prevent its cessation if brought about by the repeal of this Act.

Sec. 7. All persons possessing such pension certificate and drawing a  
2 pension under the provisions of this Act shall annually and not later than  
3 February 1st of each year make and file with such pension commission a  
4 statement showing the income of such pensioner for the preceding calendar  
5 year. The pension commission shall have the right to investigate or cause to  
6 be investigated the truth of any and all statements contained in such annual  
7 report of income, and shall have the power and authority to grade and rate  
8 succeeding pension payments to accord with the facts found and determined  
9 upon such investigation.

Sec. 8. No pension, claim or allowance of a pension by said pension com-  
2 mission shall be assignable or subject to any lien, attachment, execution or  
3 garnishment, or be held liable in any way for any lien, debt, penalty or  
4 damages.

Sec. 9. Pensions allowed under this Act shall cease upon the death of the  
2 petitioner: *Provided, however,* that there shall be paid by the county agent of  
3 such pension commission the reasonable funeral expenses for the burial of such  
4 pensioner, and not exceeding, however, one hundred (\$100.00) dollars.

Sec. 10. When a pensioner becomes an inmate of a State benevolent insti-  
2 tution the amount of his pension shall be paid to the superintendent of such  
3 institution, in which the pensioner is an inmate, and shall be applied toward  
4 defraying the expenses of such person at such institution.

Sec. 11. Every person claiming to be entitled to a pension under this Act shall, in the manner and form prescribed by the pension commission, deliver a claim therefor (elsewhere throughout this Act called a "pension claim") to the county pension agent of the county wherein the claimant resides.

Every claimant shall affirm that the contents of his pension claim are true and correct in every material point.

The county pension agent shall, in the manner prescribed by the pension commission, transmit the claim to the pension commission.

The pension commission shall thereupon ascertain on what date the claim may be investigated, and shall notify the claimant of a date on which he may attend to support his claim.

The county pension agent shall, on the date so fixed, or on the first convenient day thereafter, proceed to fully investigate the claim for the purpose of ascertaining whether the claimant is entitled to a pension, and, if so, for what amount for the first year.

Sec. 12. Where the county pension agent is satisfied that the documentary evidence in support of the claim is sufficient to establish it, and also that by reason of physical disability or other sufficient cause the attendance of the applicant should be dispensed with, he shall not require the personal attendance of the applicant, who shall be notified accordingly.

Sec. 13. For the purpose of such investigations the county pension agent shall have the power to compel the attendance and testimony of witnesses, and the production of books and papers, and every witness shall be examined on oath.

Sec. 14. No pension claim shall be admitted unless the evidence of the claimant is corroborated on all material points, except that in respect of the age of the claimant the board, if otherwise satisfied, may dispense with corroborative evidence.

Sec. 15. The county pension agent may admit the pension claim as originally made, or as modified by the result of his investigations, or may postpone it for further evidence, or reject it, as he deems equitable; and his decision shall be forwarded to the pension commission.

Sec. 16. If the county pension agent decides that the pension claim is not established, and can not be amended by postponement for a reasonable time, he shall reject it, and when doing so he shall specify in writing all the material points which he finds to be respectively proved, disproved or insufficiently proved.

Sec. 17. If the county pension agent is of the opinion that any fraudulent misrepresentation has been made by the applicant for a pension with the intention of obtaining a pension to which he was not by law entitled, or a higher rate of pension than that to which he was by law entitled, then in addition to any penalty incurred under this Act by the applicant, the county pension agent shall refuse the application, and may by order declare that the applicant shall not be entitled to make a fresh application for such period, not exceeding twelve months, as he shall think fit.

Sec. 18. If the county pension agent finds that any real or personal property has been transferred to any other person by the applicant, or by the wife or husband of the applicant, he may inquire into such transfer, and refuse the application, or grant a reduced pension.

Sec. 19. In investigating any claim for a pension the county pension agent shall not be bound by the strict rules of evidence, but shall investigate and determine the matter by such means and in such manner as he thinks fit.

Sec. 20. As soon as the pension claim is established, and the rate of the first year's pension is fixed, the county pension agent shall, in the prescribed manner, certify the same to the pension commission, which shall, in the pre-



4 scribed manner and form, issue to the claimant a certificate (elsewhere through-  
5 out this Act called a "pension certificate") in respect of the first year's  
6 pension.

Sec. 21. It shall not be lawful for the governing body of any charitable  
2 institution to refuse to admit any person as an inmate of such charitable  
3 institution, or to refuse to grant him relief on the ground only that he is a  
4 pensioner under this Act.

Sec. 22. The following provisions shall apply in every case where a pen-  
2 sioner is for the time being maintained in any charitable institution, or receives  
3 relief therefrom:

4 The reasonable cost of such maintenance or relief shall be payable out of  
5 the pension, in so far as it can apply.

6 For the purpose of procuring such payment installments of the pension  
7 shall, to such extent as is necessary, be payable to the governing body of  
8 such institution in such manner as is prescribed by rules of the pension  
9 commission.

10 Any surplus pension moneys remaining in the hands of such governing body  
11 after defraying such cost shall be paid to the pensioner.

Sec. 23. If at any time the pension commission has reason to believe that  
2 any pension certificate has been improperly obtained, it shall cause special  
3 inquiry to be made before the county pension agent and shall suspend pay-  
4 ment of any installments pending the inquiry.

5 If on inquiry it appears that the pension certificate was improperly ob-  
6 tained, it shall be cancelled by the pension commission, but if it appears that  
7 the certificate was properly obtained, the suspended installments shall be pay-  
8 able in due course.

Sec. 24. If at any time during the currency of a pension the pensioner or  
2 the wife or husband of a pensioner, becomes possessed of any property or



3 income in excess of what is allowed by law in respect of the amount of pension  
4 granted, the commission may, on inquiry, either confirm or cancel the pension,  
5 or vary the amount thereof: *Provided*, that should the excess of property or  
6 income as mentioned in this section cease, the pension shall be immediately  
7 restored to the original amount.

Sec. 25. If on the death of any pensioner, or of the wife or husband of  
2 any pensioner, it is found that he, or either of them, was possessed of prop-  
3 erty in excess of what is allowed by law in respect to the amount of the pen-  
4 sion granted, double the amount of the pension at any time paid in excess of  
5 that to which the pensioner was by law entitled may be recovered as a debt  
6 due to the State from the estate so found in excess:

7 *Provided*, that where the husband and wife were at the time of such death  
8 living apart pursuant to decree, or order, of separation, this section shall only  
9 apply in the case of the pensioner.

Sec. 26. Every person is liable to a fine not exceeding one hundred dol-  
2 lars, or to imprisonment for not more than three months——

3 (a) If by any means of any wilfully false statement or representation he  
4 obtains or attempts to obtain a pension certificate, not being justly entitled  
5 thereto, or a pension of a larger amount than he is justly entitled to; or

6 (b) If by any means he obtains or attempts to obtain payment of any  
7 forfeited installment of pension; or

8 (c) If by any means of personation or any other fraudulent device what-  
9 soever he obtains or attempts to obtain payment of any installment of  
10 pension; or

11 (d) If by any wilfully false statement or representation he aids or abets  
12 any person to obtain a pension certificate of any installment payable  
13 thereunder.

14 (e) Any person who violates any provision of this Act for which no  
 15 penalty is specifically provided shall be subject to a fine of one hundred  
 16 dollars.

17 Where any person is convicted of an offense under this section the board  
 18 shall cancel the pension certificate in respect to the issue of which the offense  
 19 was committed.

Sec. 27. An appeal, in manner and form as prescribed by the pension com-  
 2 mission, shall lie to such pension commission from any order made by any  
 3 county pension agent, either allowing, disallowing or modifying a claim for  
 4 pension.

Sec. 28. The pension commission shall, within thirty days after the close  
 2 of each calendar year, make a report showing for such year—

3 (a) The total amount paid under this Act.

4 (b) The total amount so paid under this Act in respect of other than  
 5 pensions.

6 (c) The total number of pensioners.

7 (d) The total amount of forfeited installments; and

8 (e) Such other particulars as they may deem advisable.

Sec. 29. The pension commission may from time to time make regulations  
 2 under this Act relating to any of the following purposes or matters in addi-  
 3 tion to those specifically granted herein:

4 (a) The procedure in all hearings (other than judicial proceedings) under  
 5 this Act.

6 (b) The recording or registration of pension claims, pension certificates,  
 7 and all other matters and proceedings in relation to pensions under this Act.

8 (c) The duties of the county pension agent under this Act.

Sec. 30. The pension commission shall establish a system of annuities  
 2 whereby any person may purchase an annuity of not more than five dollars a

3 week by the payment of regular premiums or the payment of lump sums, and  
4 shall have the power to establish such rules and regulations as may be neces-  
5 sary for the conduct of such business: *Provided*, that no obligation against  
6 the State shall be incurred thereby.

7 Income from such annuities shall not be included in the income of the  
8 claimant for a pension.

Sec. 31. Any person who is found to be entitled to a pension under this  
2 Act shall be permitted to defer taking such pension and shall be allowed to  
3 accumulate in the form of an annuity at such rates of interest and under such  
4 conditions as the pension commission may determine. The income from such  
5 annuity shall not be included in the income of such person under the provi-  
6 sions of this Act.

Sec. 32. The members of the Industrial Commission of the State shall ex-  
2 officio be the members of the "Old Age Pension Commission for Illinois" and  
3 shall organize and discharge their functions as such commission, in addition  
4 to their other duties. The Old Age Pension Commission shall perform all the  
5 duties imposed by this Act and shall have authority to make rules and regu-  
6 lations required to carry out its provisions. The commission shall have the  
7 power to hear and decide all questions appealed from or suggested by the  
8 county agent, and shall be entitled to make reasonable provision for secre-  
9 tarial and clerical help required by it, or by any county agent, for the proper  
10 performance of their duties.

Sec. 33. The county judge of each county of the State shall be the county  
2 pension agent and shall discharge the duties herein imposed upon such agent.  
3 Such county pension agent shall have charge of the administration of this Act,  
4 subject to the control of the State Pension Commission as herein provided,  
5 and he shall act as a deputy of the State Pension Commission in carrying  
6 out the provisions of this Act. He shall perform such duties imposed by this  
7 Act as the State Pension Commission shall from time to time determine.

Sec. 34. There is hereby appropriated out of the State treasury a sum  
2 sufficient to carry out the provisions of this Act, and it shall be the duty of  
3 the Old Age Pension Commission to submit to the proper authorities estimates  
4 in the manner provided for with regard to other officers and boards of the  
5 State. In addition to funds hereby or hereafter appropriated or raised by  
6 taxation, for the purpose of carrying out the provisions of this Act, said  
7 board shall have power to take by gift, grant, devise or bequest any money,  
8 chose in action, personal property, real estate, or any interest therein, and to  
9 hold, sell, fund and administer the same: *Provided*, no property so given, de-  
10 vised or bequeathed said board shall be used to pay the expenses incurred in  
11 the administration of the law or for any other purposes than the payment of  
12 pensions hereunder.





- 1 Introduced by Mr. Morrasy, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Farm Drainage.

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## A BILL

For an Act to amend Section 46 of an Act entitled, "An Act to provide for drainage for agricultural and sanitary purposes and to repeal certain Acts therein named," approved June 27, 1885, in force July 1, 1885, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 46 of an Act entitled "An  
3 Act to provide for drainage for agricultural and sanitary purposes and to re-  
4 peal certain Acts therein named," approved June 27, 1885, in force July 1, 1885,  
5 as amended, be amended to read as follows:

Sec. 46. For a *wilful* failure to perform any of the duties imposed upon  
2 them by the provisions of this Act, the commissioners so failing shall individu-  
3 ally, upon complaint made under oath by any person who has paid a tax for the  
4 construction, maintenance or repair of such work, be liable to a fine not exceed-  
5 ing one hundred dollars (\$100.00) to be recovered in an action in the name of the  
6 people of the State of Illinois, for the use of the district interested, before any  
7 justice of the peace of the county, and all fines, when collected, shall be paid to  
8 the treasure of the district and be liable to the person injured by such *inten-*  
9 *tional* neglect of duty, for all damages resulting to the person complaining.







1 Adopted March 16, 1921.

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AMENDMENT NO. 1.

Amend Section 46, line (1) of printed bill by adding the words “or negli-  
2 gent” after the word “wilful.”

AMENDMENT NO. 2.

Amend Section 46, line (8) of printed bill, by adding the words “negligent  
2 or” after the word “such.”





1 Adopted March 23, 1921.

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AMENDMENT NO. 3.

Amend House Bill No. 183, Section 46, line 1 of printed bill by striking  
2 out the words “or negligent” after the word “wilful.”

AMENDMENT NO. 4.

Amend House Bill No. 183, Section 46, line 8 of printed bill by striking  
2 out the words “negligent or” after the word “such.”







- 1 Introduced by Mr. Mueller, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

## A BILL

For an Act to confer certain additional powers upon city councils in cities and presidents and boards of trustees in villages and incorporated towns concerning buildings and structures, the intensity of use of lot areas, the classification of trades, industries, buildings, and structures, with respect to the location and regulation, the creation of districts of different classes, and the establishment of regulations and restrictions applicable thereto.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* In addition to existing powers, and to the  
3 end that adequate light, pure air and safety from fire and other dangers may  
4 be secured, that the taxable value of land and buildings throughout the city,  
5 village or incorporated town, may be conserved, that congestion in the public  
6 streets may be lessened or avoided, and that the public health, safety, comfort,  
7 morals and welfare may otherwise be promoted, the city council in each city,  
8 and the president and board of trustees in each village and incorporated town  
9 shall have the following powers:

10 To regulate and limit the height and bulk of buildings hereafter to be  
11 erected; to regulate and limit the intensity of the use of lot areas, and to regu-  
12 late and determine the area of open spaces, within and surrounding such build-  
13 ings; to classify, regulate and restrict the location of trades and industries and  
14 the location of buildings designed for specified industrial business, residential  
15 and other uses; to divide the entire city, village or incorporated town into dis-  
16 tricts of such number, shape, area and of such different classes (accordang to  
17 use of land and buildings, height and bulk of buildings, intensity of the use of  
18 lot areas, area of open spaces, or other classification) as may be deemed best  
19 suited to carry out the purposes of this Act; to fix standards to which buildings  
20 or structures shall conform therein; to prohibit uses, buildings or structures  
21 incompatible with the character of such districts respectively; and to prevent  
22 the alteration or remodeling of existing buildings or structures in such a way  
23 as to avoid the restrictions and limitations lawfully imposed hereunder. In all  
24 ordinances passed under the authority of this Act, due allowance shall be made  
25 for existing conditions, the conservation of property values, the direction of  
26 building development to the best advantage of the entire city, village or incorpo-  
27 rated town, and the uses to which property is devoted at the time of the en-  
28 actment of any such ordinance. The powers by this Act given shall not be ex-  
29 ercised so as to deprive the owner of any existing property of its use for the  
30 purpose to which it is then lawfully devoted.

Sec. 2. The city council in cities and the president and board of trustees  
2 in villages and incorporated towns, which desire to exercise the powers con-  
3 ferred by this Act, shall provide for a zoning commission to recommend the  
4 boundaries of districts and appropriate regulations to be enforced therein, such  
5 commission to be appointed by the mayor or president of the board of trustees,  
6 subject to confirmation by the council or board of trustees. Such commission  
7 shall prepare a tentative report and a proposed zoning ordinance for the en-  
8 tire city, village or incorporated town. After the preparation of such tenta-

9 tive report and ordinance, the commission shall hold a hearing thereon and  
10 shall afford persons interested an opportunity to be heard. Notice of such  
11 hearing shall be published at least fifteen (15) days in advance thereof in a  
12 newspaper of general circulation in such city, village or incorporated town; or,  
13 if there is no such newspaper, such notice shall be posted at least fifteen (15)  
14 days in advance thereof in four conspicuous places within the city, village or  
15 incorporated town. Such notice shall state the time and place of the hearing  
16 and that copies of the proposed ordinance will be furnished on request. Such  
17 hearing may be adjourned from time to time.

18 . Within thirty (30) days after the final adjournment of such hearing the  
19 commission shall make a final report and submit a proposed ordinance for the  
20 entire city, village or incorporated town to the city council or board of trustees,  
21 as the case may be. The city council or board of trustees may enact the ordi-  
22 nance with or without change, or may refer it back to the commission for fur-  
23 ther consideration. The zoning commission shall cease to exist upon the adop-  
24 tion of a zoning ordinance for the entire city, village or incorporated town.

Sec. 3. All ordinances passed under the terms of this Act shall be enforced  
2 by such officer of the city, village or incorporated town as may be designated by  
3 ordinance. Each city, village or incorporated town exercising the powers con-  
4 ferred by this Act shall provide by ordinance for the creation of a board of  
5 appeals of not less than three members nor more than five members. Such  
6 board of appeals shall have power: (a) Upon application to review the actions  
7 of the enforcing officer of the city, village or incorporated town in order to de-  
8 termine whether they are in accordance with the terms of ordinances enacted  
9 under the terms of this Act; (b) to recommend to the city council or board of  
10 trustees such ordinances or amendments as it may deem necessary or derisable,  
11 including power in specific cases of particular hardship to recommend varia-  
12 tions of the original ordinance or amendments thereto. Variations from or  
13 amendments to ordinances enacted under the terms of this Act shall in all cases  
14 be made by ordinance.



Sec. 4. The regulations and the districts created under the authority of this Act may be varied or amended from time to time by ordinance after the ordinance establishing same has gone into effect, but no such variations or amendments shall be made without a hearing before the board of appeals, provided for above. Such board shall give notice and proceed in the same manner as is provided by Section 2 with respect to the zoning commission. Upon its report the city council or board of trustees may adopt the proposed variation or amendment, with or without change, or may refer it back to the board for further consideration. Any proposed variation or amendment which fails to receive the approval of the board of appeals shall not be passed except by the favorable vote of two-thirds of all of the members of the city council in cities or of the members of the board of trustees in villages or incorporated towns. In case of written protest against any proposed variation or amendment, signed by the owners of twenty per cent of the frontage proposed to be altered, or by the owners of twenty per cent of the frontage immediately adjoining or across an alley therefrom, or by the owners of twenty per cent of the frontage directly opposite the frontage, proposed to be altered as to such regulations or district, filed with the said board of appeals, or with the city council or board of trustees, such variation or amendment shall not be passed except by the favorable vote of two-thirds of all of the members of the city council in cities or of the members of the board of trustees in villages or incorporated towns.

Sec. 5. "An Act to confer certain additional powers upon city councils in cities and presidents and boards of trustees in villages concerning buildings, the intensity of use of lot areas, the classification of buildings, trades and industries with respect to location and regulation, the creation of residential, industrial, commercial and other districts, and the exclusion from and regulation within such districts of classes of buildings, trades and industries," approved June 28, 1919, in force July 1, 1919, is repealed. This repeal shall in no way affect the validity of steps taken or acts done under the Act so repealed. No

9 acts done in compliance or supposed or attempted compliance with the Act so  
10 repealed shall be rendered void or of no effect because of omissions, defects or  
11 irregularities, if such acts are in compliance with the requirements of this Act.







1 Adopted April 20, 1921.

AMENDMENT NO. 1.

Amend House Bill No. 184 by inserting a comma (,) after the word “indus-  
2 trial” in line 14 of Section 1 of the printed bill.

AMENDMENT NO. 2.

Amend House Bill No. 184 by striking out the word “the” at the beginning  
2 of line 22 of Section 1 of the printed bill and by inserting the words “additions  
3 to and” in lieu thereof.

AMENDMENT NO. 3.

Amend House Bill No. 184 by inserting the words “or maintenance” after  
2 the word “use” in line 29 of Section 1 of the printed bill.

AMENDMENT NO. 4.

Amend House Bill No. 184 by inserting the words “whose duty it shall be”  
2 after the word “commission” in line 3 of Section 2 of the printed bill.

AMENDMENT NO. 5.

Amend House Bill No. 184 by striking out the words “that copies of the  
2 proposed ordinance will be furnished on request” from line 16 of Section 2 of  
3 the printed bill and by inserting the words “the place where copies of the pro-  
4 posed ordinance will be accessible for examination by interested parties,” in  
5 lieu thereof.

## AMENDMENT NO. 6.

Amend House Bill No. 184 by striking out the period in line 5 of Section 3  
2 of the printed bill and by substituting the following in lieu thereof, "to be ap-  
3 pointed in the same manner as the zoning commission."

## AMENDMENT NO. 7.

Amend House Bill No. 184 by striking out the word "above" in line 5 of  
2 Section 4 of the printed bill, and by substituting the words "by Section 3 here-  
3 of" in lieu thereof.

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- 1 Introduced by Mr. Paxton, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to amend Section 92 of "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That section 92 of "An Act to establish  
3 and maintain a system of free schools," approved and in force June 12, 1909,  
4 as amended, be amended to read as follows:

Sec. 92. When the inhabitants of any township or community high school  
2 district desire to have said district discontinued, the county superintendent of  
3 schools of the county in which said district or the *greater part* thereof is situ-  
4 ated, upon receipt of a petition signed by *a majority of the* legal voters of said  
5 district, shall forthwith order an election to be held in the manner provided in  
6 section 89a of this Act for the purpose of voting "for" or "against" the  
7 proposition of discontinuing the high school named in said petition. If two-  
8 thirds of the ballots cast at said election shall be in favor of discontinuing the  
9 high school, the county superintendent of schools shall direct the high school

10 board of education to discharge all outstanding obligations and to distribute  
11 the remainder of the assets of the high school district to the underlying school  
12 districts and parts of districts in proportion to the assessed valuation of all the  
13 property of such school districts and parts of districts: *Provided*, however,  
14 that the election called to vote upon the proposition of discontinuing a high  
15 school shall not be called within the period of *five* years from the establishment  
16 of such high school district, nor within a period of *five* years following any  
17 such election called to vote upon the proposition of discontinuing such high  
18 school. When a high school shall be discontinued by any court of competent  
19 jurisdiction the assets of said high school district shall be distributed in the  
20 manner provided by this section.



1 Adopted May 24, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 185, by striking out on page 1, of the printed bill,  
2 in line 4 of section 92 the words "a majority of the" and inserting in lieu  
3 thereof the words "one hundred."

AMENDMENT NO. 2.

Amend House Bill No. 185, on page 2 of the printed bill, line 14, by in-  
2 serting the word "recognized" before the word "high" at the end of line 14.

AMENDMENT NO. 3.

Amend House Bill No. 185, on page 2 of the printed bill by striking out  
2 the word "five" in line 15 and inserting in lieu thereof the word "three."

AMENDMENT NO. 4.

Amend House Bill No. 185, on page 2 of the printed bill by striking out  
2 the word "five" in line 16 and inserting in lieu thereof the word "two."

AMENDMENT NO. 5.

Amend House Bill No. 185, Section 92, line 15, by striking out the word  
2 "three" and substituting in lieu thereof the word "two."





- 1 Introduced by Mr. Pierce, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

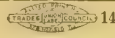
For an Act to amend Section 2 of an Act entitled, "An Act to amend Section 1 of and add Sections 2 and 3 to an Act entitled, 'An Act in relation to the probate of wills,' approved June 3, 1897, in force July 1, 1897," as amended by Act approved June 8, 1909, in force July 1, 1909," approved and in force June 11, 1917.

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**SECTION 1.** *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 2 of an Act entitled "An  
3 Act to amend Section 1 of and add Sections 2 and 3 to an Act entitled, 'An Act  
4 in relation to the probate of wills,' approved June 3, 1897, in force July 1, 1897,  
5 as amended by Act approved June 8, 1909, in force July 1, 1909," approved  
6 and in force June 11, 1917, be and the same is hereby amended so as to read as  
7 follows:

Sec. 2. All probate of wills, *admitting or refusing the same to record,* de-  
2 clared before the taking effect of this Act, wherein an heir, legatee or devisee

3 was a minor, and no guardian *ad litem* was appointed to represent such minor  
4 at or before the admission *or refusal* of such will to probate, be and they are here-  
5 by legalized to the same extent and purpose as if a guardian *ad litem* had been  
6 appointed to represent such minor.



- 1 Introduced by Mr. Rentchler, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

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## A BILL

For an Act to amend Section 121 of an Act entitled, "An Act for the assessment of property and for the levy and collection of taxes," approved March 30, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 121 of "An Act for the as-  
3 sessment of property and for the levy and collection of taxes," approved March  
4 30, 1872, in force July 1, 1872, as amended, is amended to read as follows:

Sec. 121. The county board of the respective counties shall, annually, at  
2 the September session, determine the amount of all county taxes to be raised  
3 for all purposes. The aggregate amount shall not exceed the rate of fifty cents  
4 on the hundred dollars valuation, except for the payment of indebtedness exist-  
5 ing at the adoption of the present State constitution, *and except where otherwise*  
6 *provided by law*, unless authorized by a vote of the people of the county When  
7 for several purposes, the amount for each purpose shall be stated separately:  
8 Provided, however, that in all counties where, under any law, the county board



9 is or may be required to pass an annual appropriation bill within the first quar-  
10 ter of the fiscal year, the tax levy above provided for may be made at any time  
11 after such annual appropriation bill shall be in full force and effect

AMENDMENT TO

52d G. A. HOUSE BILL NO. 187 IN SENATE

1921



1 Offered by Mr. Roos, June 15, 1921.

2 Ordered printed,

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AMENDMENT NO. 1.

Amend House Bill No. 187 as printed in the Senate, by inserting after the  
2 word "except," in line 5, page 1, the words "for the improvement and mainte-  
3 nance of State Aid Roads and"





1 Introduced by Mr. Rentehler, February 16, 1921.

2 Read by title, ordered printed and referred to Committee on Revenue.

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## A BILL

For an Act to amend sections 25 and 27 of "An Act to revise the law in relation in counties," approved and in force March 31, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 25 and 27 of "An Act to revise  
3 the law in relation to counties," approved and in force March 31, 1874, as  
4 amended, are amended to read as follows:

Sec. 25. The county boards of the several counties shall have power—

2 First—To take and have the care and custody of all the real and personal  
3 estate owned by the county.

4 Second—To manage the county funds and county business, except as other-  
5 wise specifically provided.

6 Third—To examine and settle all accounts against the county, and all  
7 accounts concerning the receipts and expenditures of the county.

8 Fourth—To cause to be erected, or otherwise provided, a suitable work-  
9 house, in which persons convicted of offenses punishable by imprisonment in

10 the county jail may be confined and employed, and to make rules and regula-  
 11 tions for the management thereof. They may contract for the use of the city  
 12 workhouse when the same can satisfactorily be done.

13 Fifth—To cause to be erected, or otherwise provided, suitable buildings  
 14 for, and maintain, a county insane asylum, and provide for the management of  
 15 the same.

16 Sixth—To cause to be annually levied and collected, taxes for county pur-  
 17 poses, including all purposes for which money may be raised by the county by  
 18 taxation, not exceeding 50 cents on the one hundred dollars' valuation, and in  
 19 addition thereto an annual tax not exceeding sixty-six and two-thirds cents on  
 20 the one hundred dollars for the purpose of paying the interest and principal of  
 21 indebtedness which existed at the time of the adoption of the constitution, *and*  
 22 *also in addition thereto an annual tax not to exceed 25 cents on the one hundred*  
 23 *dollars' valuation for the purposes of paying the interest and principal of*  
 24 *bonded indebtedness duly authorized for the construction of state aid roads in*  
 25 *the county, unless otherwise authorized by a vote of the people of the county.*

26 Seventh—To authorize the valuation of any town plat when the same is  
 27 not within any incorporated town, village or city, on the petition of two-thirds  
 28 of the owners thereof.

29 Eighth—To change the name of any town plat on the petition of a major-  
 30 ity of the legal voters residing therein when the inhabitants thereof have not  
 31 become a body corporate.

32 Ninth—To cause to be erected, or otherwise provided and maintained, all  
 33 suitable buildings for a sanitarium for the care and treatment of all persons  
 34 suffering from tuberculosis who may be admitted to said sanitarium by, or  
 35 under the direction of said board, and to provide for the maintenance and man-  
 36 agement of the same.

37 Tenth—To provide, by resolution, that any map, plat or subdivision of any  
 38 block, lot or sub-lot or any part thereof or any piece or parcel of land, not being  
 39 within any city, village or incorporated town, in which any dedication of land



40 for highways, streets or alleys shall be made, shall be submitted to the county  
41 board or to some officer to be designated by such county board for their or his  
42 approval; and in such cases no such map, plat or subdivision shall be entitled to  
43 record in the proper county or have any validity until it shall have been so  
44 approved.

Sec. 27. Whenever the county board shall deem it necessary to assess taxes  
2 the aggregate of which shall exceed the rate of fifty cents per one hundred dol-  
3 lars valuation of the property of the county, except when such excess is to be  
4 used for the payment of indebtedness *as provided in section 25 of this Act*, the  
5 county board may, by an order entered of record, set forth substantially the  
6 amount of such excess required, the purpose for which the same will be re-  
7 quired, and the number of years such excess will be required to be levied, and  
8 if for the payment of interest or principal or both upon bonds shall, in a general  
9 way designate the bonds and specify the number of years such excess will be  
10 required to be levied, and provide for the submission of the question of assess-  
11 ing the additional rate required to a vote of the people of the county at the  
12 next election for county officers or at any judicial election held in such county  
13 after the adoption of the resolution.

14 Provided if such additional rate required is for the purpose of building a  
15 court house or any other public building for the county, a special election may  
16 be held for such purpose, and it shall be the duty of the county clerk in his elec-  
17 tion notice to give notice of such submission. The votes therefor shall be "For  
18 additional tax," and those against shall be "Against additional tax." The votes  
19 shall be canvassed and returned the same as those for county officers, and if a  
20 majority of the votes cast upon the question are "For additional tax," then the  
21 county board shall have the power to cause such additional tax to be levied and  
22 collected in accordance with the terms of such resolution, and the money so col-  
23 lected shall be kept as a separate fund and disbursed only for the purpose for  
24 which the same was raised.

25        Provided, any surplus that may remain after the payment of all demands  
26 against such fund, may be used for other purposes; and provided, further, that  
27 if the county board so decides, the question of voting bonds and additional tax  
28 for the payment of interest or principal, or both, may be submitted at any elec-  
29 tion for township officers, or at a special election, called for such purpose.

1 Adopted May 10, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 188, on page 2, of the printed bill, in line 24, after  
2 the word "indebtedness" insert the word "heretofore."

AMENDMENT NO. 2.

Amend House Bill No. 188, on page 2 of the printed bill, in line 25, after the  
2 word "unless" insert the words "additional taxes for said bonds and interest  
3 have"

AMENDMENT NO. 3.

Amend House Bill No. 188, on page 2 of the printed bill, in line 25, after the  
2 word "otherwise" insert the word "been."

AMENDMENT NO. 4.

Amend House Bill No. 188, on pages 2 and 3 of the printed bill in lines 39  
2 and 40, strike out the words "in which any dedication of land for highways,  
3 streets or alleys shall be made."



AMENDMENTS TO

52d G. A.      HOUSE BILL NO. 188 IN SENATE

1921



1    Offered by Mr. Roos, June 15.

2    Ordered printed.

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AMENDMENT NO. 1

Amend House Bill No. 188 as printed in the Senate, by inserting after the  
2    word “purposes” in line 23, page 2, the words “of improving and maintaining  
3    the State Aid Roads and”

AMENDMENT NO. 2.

Amend House Bill No. 188 as printed in the Senate, by inserting after the  
2    word “interest” in line 25, page 2, the words “or improvement and maintenance”

AMENDMENT NO. 3

Amend House Bill No. 188 as printed in the Senate, by adding after the  
2    word “indebtedness,” in line 4, Section 27, page 3, the words “and for the im-  
3    proving and maintaining of State Aid Roads”







- 1 Introduced by Mr. William Rowe, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Banks, Banking  
and Building and Loan Associations.

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## A BILL

For an Act to amend Section 85 of "An Act in regard to negotiable instruments payable in money," approved June 5, 1907, in force July 1, 1907.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 85 of "An Act in regard to  
3 negotiable instruments payable in money," approved June 5, 1907, in force  
4 July 1, 1907, is amended to read as follows:

Sec. 85. Every negotiable instrument is payable at the time fixed therein  
2 without grace. When a day of maturity falls on Sunday, or a holiday, the  
3 instrument is payable on the next succeeding business day. Instruments fall-  
4 ing due on Saturday are to be presented for payment on the next succeeding  
5 business day, except that instruments payable on demand may, at the option  
6 of the holder, be presented for payment before 12:00 o'clock noon on Satur-  
7 day, when that entire day is not a holiday. *Nothing in this section in any*  
8 *manner affects the validity of, or renders void or voidable, the payment, cer-*

9    *tification or acceptance of a check or other negotiable instrument, or any other*  
10   *transaction by a bank, because done or performed on any Saturday between*  
11   *12:00 o'clock noon and midnight, if such payment, certification, acceptance, or*  
12   *other transaction would be valid if done or performed before 12:00 o'clock noon*  
13   *on such Saturday; but no bank in this State, which by law or custom is en-*  
14   *titled to close at 12:00 o'clock noon on any Saturday is compelled to keep open*  
15   *for the performance of business, or to perform any of the acts or transactions*  
16   *aforesaid, on any Saturday after such hour, except at its own option.*



- 1 Introduced by Mr. Short, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Military Affairs.

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## A BILL

For an Act to amend Section 4 of “An Act concerning the property of posts of the Grand Army of the Republic and camps of the United Spanish War Veterans, and to provide for the care and preservation thereof and to repeal a certain Act therein named,” approved May 17, 1907, in force July 1, 1907.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 4 of “An Act concerning the  
3 property of posts of the Grand Army of the Republic and camps of the United  
4 Spanish War Veterans, and to provide for the care and preservation thereof and  
5 to repeal a certain Act therein named”, approved Mya 17, 1907, in force July 1,  
6 1907, is amended to read as follows:

Sec. 4. Whenever any Grand Army post or any camp of United Spanish  
2 War Veterans, or Army of the Philippines, whether incorporated or unincorpor-  
3 rated, shall cease to exist. being seized or the owner in law, or in equity, of any  
4 cemetery lot wherein are interred the remains of deceased members of the Grand  
5 Army of the Republic, or the United Spanish War Veterans, or Army of the Phil-

6 ippines, or of their families, and without having made other disposition of said  
7 lot, the title to such lot shall immediately vest in the city or village where such  
8 post or camp was located, or, if located outside of any incorporated town, city  
9 or village, in the county board of the county, which shall thereupon or thereafter  
10 have the same powers and duties in reference thereto, as though the same had  
11 been conveyed to it by such post or camp, as provided in Section 3 of this Act.  
12 *The flags belonging to such post or camp not otherwise disposed of shall be de-*  
13 *livered to the Adjutant General of the state and by him shall be preserved with*  
14 *the military trophies belonging to the state.* All other property of such post or  
15 camp, not theretofore disposed of by it, shall be delivered and belong to the  
16 Grand Army Hall and Memorial Association of Illinois.





- 1 Introduced by Mr. Tice, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Efficiency and Economy.

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## A BILL

For an Act to amend Section 60 of "An Act in relation to the civil administration of the State government, and to repeal certain Acts therein named," approved March 7, 1917, in force July 1, 1917, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 60 of "An Act in relation to the  
3 civil administration of the State government, and to repeal certain Acts therein  
4 named," approved March 7, 1917, in force July 1, 1917, as amended, is amended  
5 to read as follows:

Sec. 60. The Department of Registration and Education shall, wherever the  
2 several laws regulating professions, trades and occupations which are devolved  
3 upon the department for administration so require, exercise, in its name, but  
4 subject to the provisions of this Act, the following powers:

5 1. Conduct examinations to ascertain the qualifications and fitness of appli-  
6 cants to exercise the profession, trade or occupation for which an examination

7 is held; and pass upon the qualifications of applicants for reciprocal licenses, cer-  
8 tificates and authorities;

9       2. Prescribe rules and regulations for a fair and wholly impartial method  
10 of examination of candidates to exercise the respective professions, trades or  
11 occupations.

12       3. Prescribe rules and regulations defining, for the respective professions,  
13 trades and occupations, what shall constitute a school, college or university, or  
14 department of a university, or other institutions, reputable and in good standing  
15 and to determine the reputability and good standing of a school, college or uni-  
16 versity, or department of a university, or other institution, reputable and in  
17 good standing by reference to a compliance with such rules and regulations.

18       4. Adopt rules providing for and establishing a uniform and reasonable  
19 standard of maintenance, instruction and training to be observed by all schools  
20 for nurses which are to be deemed reputable and in good standing and to deter-  
21 mine the reputability and good standing of such schools for nurses by reference  
22 to compliance with such rules and regulations;

23       5. Establish a standard of preliminary education deemed requisite to ad-  
24 mission to a school, college, or university, and to require satisfactory proof of  
25 the enforcement of such standard by schools, colleges and universities;

26       6. Conduct hearings on proceedings to revoke or refuse renewal of licenses,  
27 certificates or authorities of persons exercising the respective professions,  
28 trades or occupations, and to revoke or refuse to renew such licenses, certificates  
29 or authorities;

30       7. Formulate rules and regulations when required in any act to be ad-  
31 ministered.

32       None of the above enumerated functions and duties shall be exercised by the  
33 Department of Registration and Education, except upon the action and report  
34 in writing of persons designated from time to time by the Director of Registra-  
35 tion and Education to take such action and to make such report, for the respec-  
36 tive professions, trades and occupations as follows:

37 For the veterinary practitioners, three competent veterinary surgeons, not  
38 more than two of whom shall be graduates of the same veterinary college, and  
39 neither of whom shall be connected with any veterinary college in any capacity;

40 For the horseshoers, five persons, consisting of three practical master  
41 horseshoers, who have been for at least three years prior to their designation en-  
42 gaged in the occupation of horseshoeing in this State, and two journeymen  
43 horseshoers, who have been for at least three years prior to their designation  
44 engaged in the occupation of horseshoeing as journeymen horseshoers in this  
45 State.

46 For the architects, five persons, one of whom shall be a member of the  
47 faculty of the University of Illinois, and the other four of whom shall be archi-  
48 tects residing in this State, who have been engaged in the practice of architecture  
49 at least ten years;

50 For the structural engineers, five persons, one of whom shall be a professor  
51 in the civil engineering department of the University of Illinois, and the others  
52 of whom shall be structural engineers of recognized standing, who have had not  
53 less than ten years' practical experience, then practicing as structural engineers  
54 in this State;

55 For the medical practitioners, embalmers and midwives, five persons, all  
56 of whom shall be reputable physicians licensed to practice medicine and surgery  
57 in this State, no one of whom shall be an officer, trustee, instructor or stock-  
58 holder or otherwise interested directly or indirectly, in any medical college or  
59 medical institution. For the purpose of preparing questions and rating papers  
60 on practice peculiar to any school, graduates of which may be candidates for  
61 registration or license, the director may designate additional examiners when-  
62 ever occasion may require;

63 For the pharmacists, five persons, each of whom shall be a competent regis-  
64 tered pharmacist, in the State, and shall have had ten years' practical exper-  
65 ience in the dispensing of physicians' prescriptions since such registration;

66 For the dentists, five persons, each of whom has been a licensed practitioner  
67 of dentistry or dental surgery in this State for a period of five years or more,  
68 and no one of whom is in any way connected with or interested in any dental col-  
69 lege or dental department of any institution of learning;

70 For the registered nurses, five persons, each of whom is a registered nurse  
71 in this State and has been graduated for at least a period of five years from a  
72 school for nurses in good standing, and, during the course of training, has  
73 served for two years in a general hospital, and three of whom shall have had at  
74 least two years' experience in educational work among nurses;

75 For the optometrists, five persons from among such practicing optometrists  
76 of the State as have had not less than five years' practical experience in opto-  
77 metry, no one of whom is a member of any optical school or college or instruc-  
78 tor in optometry or person connected in any way therewith, or is a manufac-  
79 turer, jobber or jobbing representative;

80 For the barbers, three practical barbers, each of whom has been for at least  
81 five years preceding his designation engaged in the occupation of barbering in  
82 this State.

83 *For the plumbers, three practical plumbers, each of whom has been for at*  
84 *least five years preceding his designation engaged in the occupation of plumbing*  
85 *in this State.*

86 The action or report in writing of a majority of the persons designated for  
87 any given trade, occupation or profession, shall be sufficient authority upon  
88 which the director of resignation and education may act.

89 In making the designation of persons to act for the several professions,  
90 trades and occupations the director shall give due consideration to recommenda-  
91 tions by members of the respective professions, trades and occupations and by  
92 organizations therein.

93 Whenever the director is satisfied that substantial justice has not been  
94 done either in an examination or in the revocation of or refusal to renew a li-  
95 cense, certificate or authority, he may order re-examinations or rehearings by  
96 the same or other examiners.





- 1 Introduced by Mr. Tice, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Efficiency and Economy.

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## A BILL

For an Act in relation to the regulation of plumbing.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* It is unlawful for any person to engage  
3 in, or to work at, the business or trade of plumbing, in cities, towns or villages  
4 of three thousand five hundred inhabitants or more in this State, either as a  
5 master plumber, or as an employing plumber, or as a journeyman plumber,  
6 without a certificate of registration as a registered master plumber, or as a  
7 registered employing plumber, or as a registered journeyman plumber, as the  
8 case may be, issued by the Department of Registration and Education pursu-  
9 ant to the provisions of "An Act in relation to the civil administration of the  
10 State government, and to repeal certain Acts therein named," approved  
11 March 7, 1917, in force July 1, 1917, as amended.

Sec. 2. Any person who desires to obtain a certificate of registration as  
2 a registered master plumber, or as a registered employing plumber, or as a



3 registered journeyman plumber, shall apply to the Department of Registration  
4 and Education in writing upon blanks prepared and furnished by the said  
5 Department of Registration and Education. Each application shall be accom-  
6 panied by the required fee.

Sec. 3. The Department of Registration and Education shall hold exam-  
2 inations of applicants for such certificates of registration at such times and  
3 places as it shall determine.

4 Such examinations may include both practical demonstrations and written  
5 or oral tests, and shall be of a practical and elementary character but suffi-  
6 ciently strict to test the applicant's practical knowledge of plumbing, house  
7 drainage and plumbing ventilation.

Sec. 4. The Department of Registration and Education shall issue to each  
2 applicant, who in such examination demonstrates his fitness to receive such,  
3 the certificate of registration as a registered master plumber, or as a regis-  
4 tered employing plumber, or as a registered journeyman plumber, for which  
5 he has applied. Such certificate of registration shall be in effect for and dur-  
6 ing one year following the date of issue.

Sec. 5. Any holder of a certificate of registration may renew the same  
2 from year to year without examination by making application to the Depart-  
3 ment of Registration and Education within sixty days before the expiration  
4 of the period during which the said certificate is effective. Such application  
5 shall be made in writing on blanks prepared and furnished by the said Depart-  
6 ment, and shall be accompanied by the required fee.

7 Any registered master plumber, or registered employing plumber, or reg-  
8 istered journeyman plumber, who retires from the business or trade of master  
9 plumber, employing plumber, or journeyman plumber, as the case may be, for  
10 a period not exceeding five years, may renew his certificate of registration  
11 without examination by making application as aforesaid and by paying all  
12 lapsed fees.

Sec. 6. The Department of Registration and Education may either refuse to issue, or may refuse to renew, or may suspend, or may revoke any certificate of registration for any one, or any combination, of the following causes:

(a) The obtaining of, or an attempt to obtain, a certificate of registration, or employment in the business or trade or money or any other thing of value, by fraudulent misrepresentation.

(b) Engaging in or working at the business or trade of plumbing as a master plumber or as an employing plumber by a person holding a certificate of registration as a registered journeyman plumber only.

(c) Engaging in or working at the business or trades of plumbing as a journeyman plumber or as a master plumber by a person holding a certificate of registration as a registered employing plumber only.

(d) Conviction of a felony, as shown by a certified copy of the record of the court of conviction.

(e) Gross negligence or incompetency in the business or employment.

(f) Habitual drunkenness, or habitual addiction to the use of morphine, cocaine or other habit-forming drugs.

The Department of Registration and Education may neither refuse to issue, nor refuse to renew, nor suspend, nor revoke, any certificate of registration, however, for any of these causes, unless the person accused has been given at least 20 days' notice in writing of the charge against him and a public hearing by the Department of Registration and Education.

Upon the hearing of any such proceeding, the Director of Registration and Education, the Assistant Director of Registration and Education and the Superintendent of Registration may administer oaths and the Department of Registration and Education may procure, by its subpoena, the attendance of witnesses and the production of relevant books and papers.

Any Circuit Court or any Judge of a Circuit Court, either in term time or in vacation, upon application either of the accused or of the Department of Registration and Education, may, by order duly entered, require the attend-

31 ance of witnesses and the production of relevant books and papers before the  
32 Department of Registration and Education in any hearing relating to the re-  
33 fusals, suspension or revocation of certificates of registration. Upon refusal  
34 or neglect to obey the order of the court or judge, the court or judge may  
35 compel, by proceedings for contempt of court, obedience of its or his order.

Sec. 7. The fee to be paid by an applicant for a certificate of registration  
2 as a registered master plumber or as a registered employing plumber is fifty  
3 dollars (\$50.00).

4 The fee to be paid by an applicant for a certificate of registration as a  
5 registered journeyman plumber is one dollar (\$1.00).

6 The fee to be paid for each renewal of a certificate of registration as a  
7 registered master plumber or as a registered employing plumber is ten dol-  
8 lars (\$10.00).

9 The fee to be paid for each renewal of a certificate of registration as a  
10 registered journeyman plumber is one dollar (\$1.00).

Sec. 8. The Department of Registration and Education may adopt reason-  
2 able rules and regulations relating to the enforcement of the provisions of  
3 this Act.

Sec. 9. Each of the following Acts constitutes a misdemeanor punishable  
2 by a fine of not less than twenty-five dollars nor more than one hundred  
3 dollars:

4 (a) Engaging in or working at the business or trade of plumbing either  
5 as a master plumber or as an employing plumber or as a journeyman plumber  
6 without a certificate of registration as required by this Act.

7 (b) Engaging in or working at the business or trade of plumbing as a master  
8 plumber or as an employing plumber by a person having a certificate of regis-  
9 tration as a registered journeyman plumber only.



10 (c) Engaging in or working at the business or trade of plumbing as a master  
11 plumber or as a journeyman plumber by a person having a certificate of regis-  
12 tration as a registered employing plumber only.

13 All fines shall inure to the Department of Registration and Education.

Sec. 10. The Department of Registration and Education shall keep a  
2 record, which shall be open to public inspection at all reasonable times, of its  
3 proceedings relating to the issuance, refusal, renewal, suspension and revoca-  
4 tion of certificates of registration. This record shall also contain the name,  
5 known place of business or employment and address of every person holding  
6 a certificate of registration under this Act.

Sec. 11. Each city, town or village in this State having a system of water  
2 supply or sewerage, shall, by ordinance or law, and with the advice of the  
3 Department of Public Health, prescribe rules and regulations for the mate-  
4 rials, constructions, alteration and inspection of all plumbing and sewerage  
5 placed in or in connection with any building in such city, town or village; and  
6 the board of health or proper authorities shall further provide that no plumb-  
7 ing work shall be done, except in case of repairing of leaks, without a permit  
8 being first issued therefor and upon such terms and conditions as such city,  
9 town or village shall prescribe.

Sec. 12. "An Act to provide for the licensing of plumbers, and to provide  
2 for the supervision and inspection of plumbing and providing penalties for the  
3 violation thereof, and to repeal an Act entitled, 'An Act to provide for the  
4 licensing of plumbers and to supervise and inspect plumbing,' approved June  
5 10th, 1897, in force July 1st, 1897, and all amendments thereto and all Acts  
6 and parts of Acts inconsistent herewith," filed June 29, 1917, in force July 1,  
7 1917, is repealed. However, any certificate heretofore lawfully issued entitling  
8 the holder thereof to engage in or work at the business or trade of plumbing  
9 as a master plumber, or as an employing plumber, or as a journeyman plumber

10 shall, during the unexpired period for which such certificate was issued, serve  
11 for the same purpose as the certificate of registration provided for by this  
12 Act, and a certificate of registration may be granted to the holder thereof  
13 without examination upon application therefor made in the same manner and  
14 accompanied by the same fee as applications for renewals of certificates of  
15 registration provided for in Section 5 of this Act.





1 Adopted April 6, 1921.

AMENDMENT NO. 1.

Amend House Bill No. 192 by striking out all after the title of the bill and  
2 by inserting in lieu thereof the following:

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That "An Act to provide for the licensing  
3 of plumbers and to provide for the supervision and inspection of plumbing and  
4 providing penalties for the violation thereof and to repeal an Act entitled 'An  
5 Act to provide for the liensing of plumbers and to supervise and inspect plumb-  
6 ing,' approved June 10, 1897, in force July 1, 1897, and all amendments thereto  
7 and all Acts and parts of Acts inconsistent herewith, filed June 29, 1917, in force  
8 July 1, 1917, shall apply and have application only to cities, towns and villages  
9 having a population not to exceed three thousand (3,000) inhabitants, and is  
10 hereby expressly repealed in so far, and in so far only, as it now applies and has  
11 application to cities, towns and villages having a population of not to exceed  
12 three thousand (3,000) inhabitants."





1 Adopted April 13, 1921.

### AMENDMENT NO. 2.

Amend House Bill No. 192 by substituting for the title thereof the following:

“For an Act to amend Sections 1, 2, 4, of ‘An Act to provide for the licensing of plumbers and to provide for the supervision and inspection of plumbing and providing penalties for the violation thereof, and to repeal an Act entitled, ‘An Act to provide for the licensing of plumbers and to supervise and inspect plumbing,’ approved June 10, 1897, in force July 1, 1897, and all amendments thereto and all Acts and parts of Acts inconsistent herewith.’ (Filed June 29, 1917, in force July 1, 1917.)”

### AMENDMENT NO. 3.

Amend House Bill No. 192 by striking out all after the title and insert in lieu thereof the following:

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Sections 1, 2, 4 of “An Act to provide for the supervision and inspection of plumbing and providing penalties for the violation thereof, and to repeal an Act entitled, ‘An Act to provide for the licensing of plumbers and to supervise and inspect plumbing,’ approved June 10, 1897, in force July 1, 1897, and all amendments thereto and all Acts and parts of Acts inconsistent herewith.” (Filed June 29, 1917. In force July 1, 1917) are amended to read as follows.

Section 1. Any person now or hereafter engaged in or working at the business of plumbing, *in any city, town or village of this State having a population to exceed three thousand five hundred inhabitants*, either as a master plumber or employing plumber, or as a journeyman plumber, shall first receive a certificate thereof in accordance with the provisions of this Act.

Sec. 2. Any person desiring to engage in or work at the business of plumbing, either as a master plumber or employing plumber, or as a journeyman plumber *in any city, town or village, having a population to exceed three thousand five hundred inhabitants*, shall make application to a Board of Examiners, hereinafter provided for and shall at such time and place as such board may designate be compelled to pass such examination as to his qualifications as said board, with the approval of the Department of Registration and Education, may direct, said examination may be made in whole or in part in writing and shall be fair and impartial and of a practical and elementary character, but sufficiently strict to test the qualifications of the applicant.

Sec. 4. Said Board of Examiners shall, as soon as may be after appointment meet and then designate the dates and places for the examination of all applicants desiring to engage in or to work at the business of plumbing *in any city, town or village* within their respective jurisdiction, *having a population to exceed three thousand five hundred inhabitants*. Said board shall examine said applicants as to their practical knowledge of plumbing, house drainage and plumbing ventilation and if satisfied of the competency of such applicant shall thereupon issue a certificate to such applicant authorizing him to engage in or work at the business of plumbing, whether as a master plumber, employing plumber, or as a journeyman plumber.

The fee for a certificate for a master plumber, or employing plumber shall be fifty dollars; for a journeyman plumber, the fee shall be one dollar. Said certificate shall be valid and have force throughout the State for a period of one year from date of issuance and may be renewed upon its expiration by payment

15 in advance of an annual renewal fee or ten dollars for the certificates of a master  
16 plumber or employing plumber and the payment in advance of an annual re-  
17 newal fee of one dollar for the certificate of a journeyman plumber. All cer-  
18 tificate and renewal fees received for said certificate to be paid into the treasury  
19 of the city, town or village where said certificate is issued: *Provided, however,*  
20 that all such persons residing outside of a city, town or village having a board  
21 of examiners of plumbers shall pay their fees for renewal to the Department  
22 of Registration and Education, as provided in Section 6 of this Act.







- 1 Introduced by Mr. Tice, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Efficiency and Economy.

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## A BILL

For an Act to provide for the creation of community building districts, and the establishment and maintenance of community buildings by such districts, and permitting American Legion posts to participate in the establishment, maintenance and control of such community buildings.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Subject to the referendum provided in  
3 this Act any compact and contiguous territory with an area not greater than  
4 thirty-six sections may be organized into a community building district.

Sec. 2. A submission of the question of organizing any such compact and  
2 contiguous territory into a community building district to the voters of that ter-  
3 ritory may be obtained by filing with the county judge of the county in which the  
4 territory is situated or a major part thereof, a petition signed by at least fifty  
5 legal voters of the territory. The petition shall describe with particularity the  
6 territory proposed to constitute the district and the approximate site of the com-  
7 munity buildings and shall pray that the question be submitted to a referendum.

Sec. 3. The county judge shall thereupon call an election to be held in the territory specified not more than sixty days nor less than thirty days after the filing of the petition. He shall also designate the polling place or places within the territory to be used but use shall be made of the regular polling place in the territory or such of them as he may designate. Notices of the election shall be posted by the county clerk in ten of the most public places in the territory for at least ten days prior to the date fixed for the holding of the election. The notices shall be in substantially the following form:

NOTICE OF ELECTION.

Notice is hereby given that on..... the..... day....., A. D. 19..., an election will be held at....., for the purpose of voting on the proposition to create a community building district out of the following described territory, to-wit: (Here describe the territory) for the establishment of a community building or buildings at.....

The polls will be open at.....o'clock, ....M, and be closed at..... o'clock....M.

.....  
County Judge.

Sec. 4. The county clerk shall furnish ballots, tally sheets, poll books, and such other blanks and forms as may be necessary.

The ballots shall be in substantially the following form:

|   |  |  |
|---|--|--|
| For the proposition to create a community building district and to establish a community building or buildings at .....     |  |  |
| Against the proposition to create a community building district and to establish a community building or buildings at ..... |  |  |

4       The election shall be conducted in accordance with the general election laws  
5 so far as they are applicable.

      Sec. 5. The ballots cast shall be returned to and canvassed by the county  
2 clerk of the county in which the petition was filed and if a majority of the votes  
3 cast at the election favor the organization of the district, the county judge shall  
4 call an election for the purpose of selecting a board of managers for the district.  
5 This election shall be governed by the provisions and conditions of this Act  
6 for holding elections on the proposition of creating a community building dis-  
7 trict.

      Sec. 6. The board of managers shall consist of three persons who are legal  
2 voters in the district. They shall serve without compensation. Of the board  
3 first elected, one member shall be elected for a term to expire on the first Tues-  
4 day of April following the election, one for the term expiring on the first Tuesday  
5 of the second April following the election, and the third for a term expiring on  
6 the first Tuesday of the third April following the election or until their successors  
7 are elected. Thereafter one member of the board shall be elected on the first  
8 Tuesday in April of each year for a three year term or until his successor is  
9 elected.

      Sec. 7. The board of managers may lease a building, or buildings, for the  
2 establishment of a community building, or may select a site and cause the erec-  
3 tion of a building or buildings for that purpose, but the building leased or erected  
4 and maintained shall be at the approximate location described in the petition  
5 specified in Section 2, and may exercise all powers necessarily incident to carry-  
6 ing out the provisions of this Act. The board shall appoint a district treasurer  
7 who shall serve without compensation and who shall hold office at the pleasure  
8 of the board. He shall keep all monies belonging to the district but shall pay out  
9 money only on the order of the board. The treasurer shall, before taking office,  
10 execute a bond with securities to be approved by the board, conditioned for the  
11 faithful performance of his duties as treasurer. The bond shall be in a sum

12 double the amount of monies of such district the treasurer will have at any one  
13 time as near as may be determined by the board. In the discretion of the board,  
14 the treasurer may be required to execute a new bond in a larger sum if his bond  
15 should at any time prove inadequate.

Sec. 8. The board of managers may levy an annual tax of not to exceed two  
2 mills on each dollar of the assessed valuation of taxable property therein for the  
3 purpose of erecting or maintaining community buildings.

Sec. 9. If the board of managers shall deem it necessary to issue bonds for  
2 the purpose of obtaining sufficient funds to establish a community building, it  
3 shall cause the question of issuing such bonds to be submitted to a vote of the  
4 people of the district at an election to be called for that purpose. Notices of  
5 such election shall be posted in at least five of the most public places in such dis-  
6 trict for at least ten days prior to the date fixed for holding such election. Such  
7 notices shall state the amount of bonds proposed to be issued, the date of matur-  
8 ity and the rate of interest to be paid thereon.

9 The ballots for use in such election shall be in substantially the following  
10 form:

|   |  |
|---|--|
| For bond issue of... .. dollars,<br>payable in ..... years with interest at the rate of .....<br>per cent per annum for community building purposes.    |  |
| Against bond issue of..... dollars,<br>payable in ..... years with interest at the rate of .....<br>per cent per annum for community building purposes. |  |

11 Such bonds shall mature on or before twenty years from the date thereof  
12 and shall bear interest at a rate not to exceed five per cent per annum, payable  
13 annually or semi-annually as the board of managers may determine. If the in-  
14 terest is to be paid semi-annually, that fact shall be stated in the notices of elec-



15 tion and on the ballots. Such bonds shall be sold at not less than par. From the  
16 proceeds of the annual tax levy authorized by this Act, the board of managers  
17 shall provide a sinking fund for the retirement of such bonds, and such bonds  
18 shall be payable only out of such proceeds.

Sec. 10. Any American Legion post or posts in the district may enter into  
2 an agreement with the board of managers to contribute in such sum or sums of  
3 money as may be agreed upon to the funds for the leasing or erection and main-  
4 tenance of the community buildings. If such an agreement is entered into, the  
5 board of managers shall set apart a portion of the community building for the  
6 exclusive use and possession of the American Legion and the portion so set apart  
7 shall be under the absolute control and management of the American Legion.  
8 The portion of the community building so set apart shall be determined approx-  
9 imately by the proportion which the American Legion post bears of the whole  
10 expense of establishing and maintaining the community building.

Sec. 11. Subject to the reasonable rules and regulations of the board of  
2 managers, the community building shall be for the free use and benefit of the  
3 inhabitants of such district for lectures, concerts, free amusements and enter-  
4 tainments, and all other general educational purposes. The board of managers  
5 shall have power to lease, temporarily, the community building when not in use  
6 for public purposes, for any reasonable and legitimate private use on such  
7 terms as may be deemed reasonable and proper. Private lessees of a community  
8 building may charge admission fees. All money received from temporary rentals  
9 shall be turned over to the district treasurer and shall be used only for the main-  
10 tenance of the community building.

Sec. 12. The board of managers shall make a full and complete annual  
2 report of all its actions to the county board of the county in which the district or  
3 the major portion thereof is situated.





- 1 Introduced by Mr. Vice, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

## A BILL

For an Act to amend an Act entitled, "An Act to regulate the practice of dental surgery and dentistry in the State of Illinois and to repeal certain Acts therein named," approved June 11, 1909, in force July 1, 1909, as subsequently amended, by amending Sections 5, 7, 16 and 18 thereof, and by amending thereto a new section, to be known as Section 20.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act entitled, "An Act to regu-  
3 late the practice of dental surgery and dentistry in the State of Illinois and  
4 to repeal certain Acts therein named," approved June 11, 1909, in force July  
5 1, 1909, as subsequently amended, be, and the same is hereby amended, by  
6 amending Sections 5, 7, 16 and 18 thereof, and by adding thereto a new sec-  
7 tion to be known as Section 20, which amended sections and added section  
8 shall read as inserted at length herein.

Sec. 5. A person *practices* dentistry within the meaning of this Act. who  
2 engages in the practice of dentistry in any of its branches or who holds him-

3 self out as being able to diagnose, treat, operate, use instruments upon, or  
 4 prescribe for any disease, pain, injury, deficiency, deformity, or physical con-  
 5 dition of the human teeth, alveolar process, gums, or jaws, or who shall either  
 6 offer or undertake by any means or methods to diagnose, treat, operate, use  
 7 instruments upon, or teach or demonstrate the use of instruments upon, or pre-  
 8 scribe for any disease, pain, injury, deficiency, deformity or physical condi-  
 9 tion of the same—or extract teeth or shall prepare and fill cavities in human  
 10 teeth or correct the malposition of teeth or supply artificial teeth as substi-  
 11 tutes for natural teeth: *Provided*, That nothing in this Act shall be so con-  
 12 strued as to *permit* regularly licensed physicians or surgeons *who are not also*  
 13 *regularly licensed dentists, to practice dentistry or dental surgery in any of*  
 14 *its branches, except that regularly licensed physicians and surgeons may ex-*  
 15 *tract teeth: And, provided, further, this Act shall not prevent students from*  
 16 *performing dental operations under the supervision of competent instructors*  
 17 *within a dental school, college, or dental department of a university, recog-*  
 18 *nized as reputable by the Department of Registration and Education of the*  
 19 *State of Illinois; And, provided, further, that nurses registered and licensed*  
 20 *as provided by law, and whose course of instruction has been such, in the*  
 21 *opinion of the Department of Registration and Education, as to qualify them*  
 22 *for the work, may perform upon the inmates of public institutions and upon*  
 23 *pupils regularly enrolled in public schools the so-called operation of “cleaning*  
 24 *teeth.”*

Sec. 7. The *Department* may refuse to issue the license or certificate pro-  
 2 vided in this Act, or may revoke any license or certificate, now in force or  
 3 that shall be hereafter given, if issued to individuals who have *prior to such*  
 4 *refusal or revocation*, by false or fraudulent representation, obtained or sought  
 5 to obtain practice, or have advertised to practice dentistry without causing  
 6 pain, or have advertised the use of any drug of an unknown formula or the  
 7 use of a dangerous or unknown anaesthetic; or have advertised the use of a



8 *drug or of any substance used in the making of any dental products or of*  
9 *such products, which are falsely advertised or misnamed or are not in reality*  
10 *used; or have advertised in any manner likely to deceive or defraud the public,*  
11 *or by false or fraudulent representation obtained or sought to obtain money*  
12 *or any other thing of value, or have practiced under names other than their*  
13 *own, or who shall publish or circulate any fraudulent or misleading state-*  
14 *ments as to skill or method of any license, or who employs directly or indirectly*  
15 *any unregistered or unlicensed person to practice dentistry in his or her office,*  
16 *or for any other dishonorable conduct. The Department, when written charges*  
17 *have been filed and seem sustained by proof, shall fixe a time and place for the ex-*  
18 *amination of a person so charged and shall give written notice to the said person*  
19 *of the time and place and furnish him with a copy of the charges at least*  
20 *twenty days prior to the date fixed for the examination. The Department may*  
21 *take oral or written proofs against or for the accused, as it may deem will*  
22 *best present the facts, and for the purpose of such hearing the Department is*  
23 *hereby empowered and authorized to require the attendance of witnesses, ad-*  
24 *minister oaths and hear testimony, either oral or documentary, against or for*  
25 *the accused.*

Sec. 16. Any person who shall practice dentistry in this State without  
2 being registered or without a license *and certificate* for that purpose, or who  
3 violates any of the provisions of this Act, shall be subject to prosecution  
4 before any court of competent jurisdiction upon complaint, information or  
5 indictment, and shall, upon conviction, be fined for *the first offense in a sum*  
6 *not less than fifty dollars (\$50), nor more than two hundred dollars (\$200),*  
7 *and upon conviction of a second offense, by a fine not less than one hundred*  
8 *dollars (\$100), nor more than two hundred dollars (\$200), and upon convic-*  
9 *tion for each subsequent offense, by a fine not less than two hundred dollars*  
10 *(\$200), nor more than five hundred dollars (\$500).*



Sec. 18. *It shall be unlawful for any person or persons to practice, or offer to practice, or to advertise or hold themselves out as practicing dentistry or dental surgery under any name except his or her own proper name, which shall be the name used in his or her certificate of registration as a dentist and in the license granted to him or her as a dentist, as provided for in this Act. It shall be unlawful for any person or persons in this State to use the name of any company, association, corporation, trade name or business name, or to operate, manage or be employed in any room or rooms or office where dental work is done or contracted for, or advertised to be done, or where salaried solicitors are employed, under the name of any company, association, corporation, trade name or business name, or to operate or be employed in any room or rooms or office where dental work is done or contracted for, or advertised to be done, or where salaried solicitors are employed, under the name of any company, association, corporation, trade name or business name.*

Any association or company of persons, whether incorporated or not, who shall engage in the practice of dentistry, shall do so in their own names only and cause to be displayed and kept in a conspicuous place at the entrance of its place of business, the name of each and every person employed by the said company or association in the practice of dentistry, and any one so employed by said company or association whose name shall not be so displayed as above provided and the said association or company, if incorporated, or the persons comprising the same, if not incorporated, shall, for the failure to display the aforesaid names, be deemed guilty of a misdemeanor, and upon conviction thereof, each shall be punished as provided in this Act.

Any manager, proprietor, partnership, association or incorporation owning, running, operating or controlling any room or rooms, office or dental parlors, where dental work is done, provided or contracted for, who shall employ, keep or retain any unlicensed person or dentist as an operator; or, who shall fail, within ten days after demand made by the Department of Registration and Education in writing, sent by registered mail, addressed to any such man-

31 ager, proprietor, partnership, association or incorporation at said room, office  
32 or dental parlor, to furnish to said department the names and addresses of  
33 all persons practicing or assisting in the practice of dentistry in his place of  
34 business or under his control, together with a sworn statement showing what  
35 license or authority said persons are practicing dentistry, shall be guilty of  
36 a misdemeanor and subject to the penalties provided for in this Act: *Pro-*  
37 *vided, however,* that such sworn statement shall not be used as evidence in  
38 any subsequent court proceedings. All fines recovered under this Act shall be  
39 paid into the State treasury.

Sec. 20. *Hereafter the law to which this Act is an amendment, entitled,*  
2 *“An Act to regulate the practice of dental surgery and dentistry in the State*  
3 *of Illinois, and to repeal certain Acts therein named,” approved June 11, 1909, as*  
4 *amended, shall be administered by and under direction of the Department of*  
5 *Registration and Education. Wherever the term “Board of Dental Examiners,”*  
6 *or Board” is used in said laws, it shall be understood and construed to apply to*  
7 *the Department of Registration and Education, or the proper officer, committee*  
8 *or persons selected or designated by the Department of Registration and Educa-*  
9 *tion, or the director thereof, as best conforms to the context and meaning, as pro-*  
10 *vided in an Act entitled, “An Act in relation to the civil administration of the*  
11 *State government and to repeal certain Acts therein named,” approved March 7,*  
12 *1917, it shall be the duty of the State’s attorneys of the several counties, and the*  
13 *Attorney General, to prosecute all actions for violations of the provisions of this*  
14 *law, and for the purpose of securing compliance with the provisions hereof, the*  
15 *said State’s attorneys and Attorney General are authorized and empowered to*  
16 *make such inquiries and investigations as shall be necessary and expedient. The*  
17 *trial of all offenses under this Act shall be in the county in which the offense is*  
18 *alleged to have been committed.*





- 1 Introduced by Mr. Weiss, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judicial Department and Practice.

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## A BILL

For an Act to amend Section 2 of "An Act to authorize the judges of county courts to appoint shorthand reporters for the taking and preservation of evidence and to provide for their compensation, in counties having a population not more than two hundred thousand," approved May 14, 1903, in force July 1, 1903.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 2 of "An Act to authorize the  
3 judges of county courts to appoint shorthand reporters for the taking and  
4 preservation of evidence and to provide for their compensation, in counties  
5 having a population not more than two hundred thousand," approved May 14,  
6 1903, in force July 1, 1903, is amended to read as follows:

Sec. 2. The said reporter shall take full stenographic notes of the evi-  
2 dence in all trials in the court, for which he is appointed, in all cases which are  
3 appealable directly to either the Appellate or Supreme Court, and furnish  
4 forthwith one transcript of the same correctly made to either party to the suit,

5 upon the request of such party or his attorney. The compensation of said  
6 reporter for taking such stenographic notes shall be fixed by the judge appoint-  
7 ing him at any sum not exceeding *ten* dollars per day for each day of his actual  
8 attendance upon the trials of such cases as are appealable direct to either the  
9 Appellate or Supreme Court. The judge of the court shall furnish to said re-  
10 porter, at the close of each term of court, a certificate showing the amount due  
11 him at such per diem, and upon presentation to the county treasurer of such  
12 county, the county treasurer shall pay the same out of any funds of such county  
13 in his hands. Said reporters shall be allowed to charge not to exceed fifteen  
14 cents per hundred words, said amount to be fixed by the court, for making  
15 transcript of said stenographic notes to be paid in the first instance by the  
16 party on whose behalf such transcript is ordered and allowed and taxed as  
17 costs in the suit, and the transcript when so paid by the party ordering it and  
18 the charges for the same is taxed as costs, the same shall be filed and remain  
19 with the papers in the case: *Provided, always*, that the charges for making but  
20 one transcript may be taxed as costs, the party first ordering the transcript  
21 shall have the preference, unless it shall be otherwise ordered by the court.





- 1 Introduced by Mr. Weiss, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 44 of "An Act concerning fees and salaries, and to classify the several counties of this State with reference thereto," approved March 29, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 44 of "An Act concerning fees  
3 and salaries, and to classify the several counties of this State with reference  
4 thereto," approved March 29, 1872, in force July 1, 1872, as amended, is  
5 amended to read as follows:

Sec. 44. There shall be allowed and paid to grand and petit jurors for  
2 their services in attending courts of record, including the county court, when  
3 sitting for or doing probate business, each the sum of *five* dollars per day of  
4 necessary attendance at such courts as such jurors, and also five cents per  
5 mile each way for necessary travel in going to and returning from the same, to  
6 be paid out of the county treasury, except that in cases for the trial of insane  
7 persons before the courts, jurors shall only receive for their services as jurors

8 for such trials, the sum of *four* dollars per day each. The clerk of the court  
9 shall furnish to each of the jurors aforesaid without fee whenever he shall be  
10 discharged from further service by the court, a certificate of the number of  
11 days' attendance at the term, or of the number of days' attendance at the trial  
12 of an insane person, as the case may be, and upon presentation thereof to the  
13 county treasurer, he shall pay to such juror, the sum as above provided for his  
14 said service. The jurors in courts of record, including county courts, when sit-  
15 ting for and doing probate business in counties of the third class, shall receive  
16 only for their services the sum of *five* dollars per day, and five cents per mile,  
17 actual travel going and coming to place of holding court, but no oftener than  
18 once coming and going, to place of holding court shall be considered in comput-  
19 ing the mileage of jurors, during the term for which they shall be summoned  
20 to serve as jurors.

AMENDMENT TO

52d G. A.

HOUSE BILL No. 196

1921



1 Adopted March 15, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 196, as follows: Strike out the word "four" in line  
2 eight, page two, and insert the word "two" instead





- 1 Introduced by Mr. Young, February 16, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend Section 3 of "An Act to provide for the setting apart, formation and disbursement of a police pension fund in cities having a population exceeding two hundred thousand inhabitants," approved June 29, 1915, in force July 1, 1915, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 3 of "An Act to provide for the setting apart, formation and disbursement of a police pension fund in cities having a population exceeding two hundred thousand inhabitants," approved June 29, 1915, in force July 1, 1915, as amended, is amended to read as follows:

Sec. 3. Whenever any person shall have been or shall hereafter be appointed and sworn as a probationary or regular policeman in any such city, and shall have served for a period of twenty (20) years or more as such policeman in the police force of any such city, or where the combined years of service of such person in the police department and fire department of any such city shall aggregate twenty (20) years or more, in either such case when such person shall



7 have arrived at the age of fifty (50) or more years he may make application to  
8 said board for retirement, and said board shall order and direct that such  
9 policeman, after his retirement from the police force, shall be paid a yearly  
10 pension.

11 (A) Equal to one-half of the amount of the salary attached to the rank  
12 which he may have held in said police force for one year prior to the time of  
13 his retirement from the police force: *Provided, however,* that the maximum  
14 sum for such pension shall not exceed the sum of one thousand three hundred  
15 (\$1,300) dollars per annum to any one person who retires as general superin-  
16 tendent of police, or one thousand one hundred and fifty (\$1,150) dollars per  
17 annum to any person who retires as first deputy superintendent of police or  
18 one thousand one hundred (\$1,100) dollars per annum to any person who retires  
19 as captain of police, or one thousand (\$1,000) dollars to any person who retires  
20 as lieutenant of police, and the maximum sum for all other persons retiring  
21 shall not exceed the sum of nine hundred (\$900) dollars per annum and the  
22 minimum be not less than six hundred (\$600) dollars per annum, and notwith-  
23 standing any provision contained in this Act or the Act to which this is an  
24 amendment, the pension to be paid from and after the date of the passage of  
25 this Act to any person occupying the position of officer or captain of police  
26 or a position or office superior thereto, who has been heretofore retired, volun-  
27 tarily or otherwise, from the department and is now receiving the benefits of the  
28 Act to which this is an amendment and of this Act, shall be one thousand  
29 (\$1,000) dollars per annum.

30 (B) After the death of any such policeman, his widow, in case the mar-  
31 riage of such policeman shall have taken place more than one year prior to the  
32 time a pension is granted him hereunder, shall receive a pension of fifty (\$50.00)  
33 dollars per month and an additional sum of ten (\$10.00) per month for each of  
34 his children under eighteen (18) years of age. Should any such child cease at-  
35 tending school between the ages of fourteen (14) and eighteen (18) years, the  
36 aforesaid sum shall be reduced to five (\$5.00) dollars per month.

37 Should any policeman pensioned hereunder leave no widow surviving him,  
38 or should his widow die before his children arrive at the age of eighteen (18)  
39 years, each child shall receive, while regularly attending school, the sum of fif-  
40 teen (\$15.00) dollars per month. Pensions paid to children shall cease as to  
41 any such child upon his or her arriving at the age of eighteen (18) years.

42 Any such policeman of any such city who shall have served as aforesaid for  
43 a period of twenty (20) years and who has not yet reached the age of fifty (50)  
44 years may make application to said board for retirement, and any such police-  
45 man may retire forthwith. In case such policeman shall make monthly contri-  
46 butions to the pension fund of a sum equal to twice the amount deducted  
47 from his wages under Section 9 hereof, the said board shall order and direct  
48 that upon said policeman arriving at the age of fifty (50) years he be paid the  
49 amount specified aforesaid under the paragraph designated "A," and that upon  
50 his death, either before or after his arriving at the age of fifty (50) years, his  
51 widow or children be paid the amount specified aforesaid under the paragraph  
52 designated "B," subject to the limitations therein contained. *Notwithstanding*  
53 *any provision contained in this Act or the Act to which it is an amendment, any*  
54 *person who shall have complied with all the terms and conditions of any police*  
55 *pension fund Act, which may have been enacted, or which may be enacted, and*  
56 *having retired and made application for pension under the law in existence at*  
57 *the time of such retirement, shall be deemed to have a vested right in such police*  
58 *pension fund as shall have been in existence at the time of such retirement,*  
59 *the intention being that this amendment shall be retrospective, as well as pros-*  
60 *pective in its operation.*

61 First. The assets in their custody at such time.

62 Second. The estimated receipts during the next succeeding year (from Jan-  
63 uary 1st to December 31st) from deductions from the salary of policemen, as  
64 hereinabove provided, and from all other sources.

65 Third. The estimated amount required during said period for:

66 (A) Paying pensions granted under this Act superseded by this Act.

67 (B) Paying pensions to policemen (their widows and children entitled  
68 thereto) members of the police force prior to January 1, 1916, and

69 (C) Establishing and maintaining a reserve fund for the payment of pen-  
70 sions to policemen (their widows and children) becoming members of the po-  
71 lice force subsequent to January 1, 1916.

72 It shall be lawful for any such city to levy a tax of not more than six-tenths  
73 of a mill on the dollar on all taxable property of such city in such sum as will,  
74 when added to the deductions from the salary or wages of policemen and re-  
75 ceipts available from other sources, as hereinbefore referred to, amount to suffi-  
76 cient income to meet the actual requirements above referred to and designated  
77 (A), (B) and (C). Said taxes shall be levied and collected in like manner with  
78 the general taxes of such city and the fund arising therefrom shall be known  
79 as "Police Pension Fund"; which said tax shall be in addition to all other  
80 taxes which such city is now or hereafter may be authorized to levy upon the  
81 aggregate valuation of all property within such city, and the county clerk of  
82 the county in which such city is located in reducing tax levies under the provi-  
83 sions of an Act entitled, "An Act concerning the levy and extension of taxes,"  
84 approved May 9, 1901, in force July 1, 1901, as subsequently amended, shall  
85 not consider the tax for said police pension fund authorized by this Act as a  
86 part of the general tax levy for city purposes, and shall not include the same  
87 in the limitation of two per cent of the assessed valuation upon which taxes are  
88 required to be extended.

89 The city council of such city shall thereafter annually include and appro-  
90 priate from such fund in the appropriation bill such sum or sums of money as  
91 may be necessary to meet the annual requirements above referred to and desig-  
92 nated (A), (B) and (C).

93 Should there be insufficient funds to meet the requirements of this Act dur-  
94 ing any year, such city may issue and dispose of tax anticipation warrants as  
95 provided by law against the tax levy for the current fiscal year.

96 In the event that such city shall during any year fail, neglect or refuse to  
97 provide for the levy and collection of the aforesaid tax, then there shall be set  
98 apart annually from the revenues collected or received by such city from li-



99 censes issued by such city authorizing persons and corporations to engage in  
100 any business, profession or occupation within the corporate limits of such city,  
101 excepting public utilities, a sum which, when added to the deductions from the  
102 salary or wages of policemen above referred to and receipts available from  
103 other sources, will amount to a sufficient income to meet the annual require-  
104 ments above referred to and designated (A), (B) and (C).

105 All moneys collected by taxation or from licenses, as the case may be, shall  
106 be transferred to the board as hereinafter provided, and any excess remaining  
107 at the end of the fiscal year in the possession of said board shall be credited to  
108 the fund for the ensuing year; any deficit shall be provided for during such  
109 ensuing year.

110 All moneys, bonds or assets of any nature and description in the possession  
111 of trustees of the police pension fund of any city having a population exceed-  
112 ing two hundred thousand (200,000) inhabitants included in the Act which is  
113 superseded by this Act, or to which such board may by law be entitled, shall,  
114 upon the taking effect of this Act, become the property of the board of trustees  
115 of the police pension fund hereby created; whereupon said board first above re-  
116 ferred to shall be, and hereby is dissolved and abrogated: *Provided, however,*  
117 that all revenue which said board so abrogated would have been by law entitled  
118 to between June 30, 1915, and January 1, 1916, had not this Act become oper-  
119 ative, shall be paid to and become the property of said board of trustees hereby  
120 created for the uses and purposes herein set forth: *And, provided, further,*  
121 that all legal proceedings instituted by, or in the name of, or against said board  
122 shall be continued without abatement either in the name of said board or in the  
123 name by which they are instituted and concluded.

124 Said board shall submit a report, at least once each year, to the Superin-  
125 tendent of Insurance of this State, and the said Superintendent of Insurance  
126 shall prescribe the form of such reports, the matter which they shall contain, and  
127 the time when they shall be submitted, and said Superintendent of Insurance  
128 shall report the information so submitted, or a comprehensive summary there-

129 of, to the Governor of this State at least once each year. The said Superin-  
130 tendent of Insurance shall also prescribe a system of records and accounting to  
131 be used in the management of this fund.



AMENDMENTS TO  
52d G. A. HOUSE BILL NO. 197 1921



1 Adopted, March 30, 1921.

AMENDMENT NO. 1.

Amend printed House Bill No. 197, on page 1, in the title, by inserting  
2 after the word and figure "section 3" the word and figure "and 7."

AMENDMENT NO. 2.

Amend printed House Bill No. 197, on page 1, in section 1, line 2, after  
2 the word and figure "section 3" by inserting the word and figure "and 7."

AMENDMENT NO. 3.

Amend printed House Bill No. 197 on pages 3, 4, 5 and 6 by striking all of  
2 lines 61 to 131 inclusive and inserting in lieu thereof the following:

3 "Sec. 7. Whenever the word 'policeman,' as used in this Act appears,  
4 the same shall be interpreted and construed to mean and to include the fol-  
5 lowing:

6 Any person who has been appointed and sworn or designated by law as a  
7 policeman, and has served in a regularly constituted police department as a  
8 policeman, or patrol driver or police operator, police dog catcher or police  
9 *kennelman or police-woman, or police matron or secretary of the police depart-*  
10 *ment* and a member of the police force thereof, and contributed to the police  
11 pension fund for such time as he or she has been in the service of such police  
12 department as a policeman, or police patrol driver or police operator or police  
13 dog catcher or police *kennelman or police-woman or police matron or secretary*

14 *of the police department*; the intention being that all policemen or police patrol  
15 drivers or police operators, police dog *catcher* or police kennelmen *or secretary*  
16 *of the police department* who have so contributed to the police pension fund  
17 (their widows and children entitled thereto) *and all policewomen and all police*  
18 *matrons* shall be entitled to any of the benefits of any pension law in force  
19 and effect when this act, in cities within its terms, shall supersede any act en-  
20 titled, 'An Act to provide for the setting apart, formation and disbursement of  
21 a police pension fund in cities, villages and incorporated towns,' approved April  
22 29, 1887, in force July 1, 1887, as amended."



- 1 Introduced by Mr. Abbey, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Roads and Bridges.

## A BILL

For an Act to amend Section 9 of "An Act in relation to the construction by the State of Illinois of a State-wide system of durable hard-surfaced roads upon public highways of the State and the provision of means for the payment of the cost thereof by an issue of bonds of the State of Illinois," approved June 22, 1917, in force July 1, 1917.

**SECTION 1.** *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 9 of "An Act in relation to the construction by the State of Illinois of a State-wide system of durable hard-surfaced roads upon public highways of the State and the provision of means for the payment of the cost thereof by an issue of bonds of the State of Illinois," approved June 22, 1917, in force July 1, 1917, is amended to read as follows:

Sec. 9. That the general location of the routes upon and along which said proposed roads are to be constructed shall be substantially as described in this section, so as to connect, with each other, the different communities and the prin-

4 cipal cities of the State: *Provided, however*, that said Department of Public  
 5 Works and Buildings shall have the right to make such minor changes in the  
 6 location of said routes as may become necessary in order to carry out the pro-  
 7 visions of this Act; and, *provided*, also, that said Department of Public Works  
 8 and Buildings shall not improve hereunder, any road or part thereof which lies  
 9 within any incorporated city, town or village in which the building of State aid  
 10 roads may be prohibited by the Act of this State entitled, "An Act to revise the  
 11 law in relation to roads and bridges," approved June 27, 1913, and the amend-  
 12 ments thereto:

#### ROUTE No. 1.

13 Beginning at a public highway at the southern limits of the city of Chicago  
 14 and running along such highway in a general southerly direction to Metropolis,  
 15 affording Chicago, Chicago Heights, Watseka, Danville, Paris, Marshall, Robin-  
 16 son, Lawrenceville, Mt. Carmel, Albion, Grayville, Carmi, Harrisburg, Vienna,  
 17 Metropolis and the intervening communities reasonable connections with each  
 18 other.

#### ROUTE No. 2.

19 Beginning in a public highway near Beloit, Wisconsin, and running along  
 20 such highway in a general southerly direction to Cairo, affording Rockford,  
 21 Oregon, Dixon, Mendota, Peru, LaSalle,, El Paso, Bloomington, Clinton, De-  
 22 catur, Pana, Vandalia, Centralia, DuQuoin, Carbondale, Anna, Cairo and the  
 23 intervening communities reasonable connections with each other.

#### ROUTE No. 3.

24 Beginning in a public highway at Morrison and running along such high-  
 25 way in a general southerly direction to Chester, affording Morrison, Prophets-  
 26 town, Moline, Rock Island, Aledo, Monmouth, Macomb, Rushville, Beardstown,  
 27 Virginia, Ashland, Alexander, (running over Route No. 10 between Alexander  
 28 and Jacksonville), Jacksonville, White Hall, Carrollton, Jerseyville, Alton, East

29 St. Louis, Waterloo, Chester and the intervening communities reasonable con-  
30 nections with each other.

#### ROUTE No. 4.

31 Beginning at the intersection of 48th and Ogden Avenues in the town of  
32 Cicero, Cook County, and running in a general southwesterly direction to East  
33 St. Louis, affording Chicago, Cicero, Berwyn, Riverside, Lyons, Joliet, Dwight,  
34 Pontiac, Bloomington, Lincoln, Elkhart, Williamsville, Springfield, Carlinville,  
35 Edwardsville, Granite City, East St. Louis and the intervening communities  
36 reasonable connections with each other.

#### ROUTE No. 5.

37 Beginning in a public highway at the northwesterly limits of the city of  
38 Chicago and running along such highway in a general northwesterly direction to  
39 East Dubuque, affording Chicago, Elgin, Marengo, Rockford, Freeport, Galena,  
40 East Dubuque and the intervening communities reasonable connection with each  
41 other.

#### ROUTE No. 6.

42 Beginning in a public highway at the westerly limits of the city of Chicago  
43 and running along such highway in a general westerly direction to Fulton,  
44 affording Chicago, Wheaton, Geneva, Elburn, DeKalb, Rochelle, Dixon, Sterl-  
45 ing, Morrison, Fulton and the intervening communities reasonable connections  
46 with each other.

#### ROUTE No. 7.

47 Beginning in a public highway at Joliet and running along such highway in  
48 a westerly direction to East Moline, affording Joliet, Morris, Ottawa, LaSalle,  
49 Peru, DePue, Princeton, Geneseo, East Moline and the intervening communi-  
50 ties reasonable connections with each other.



## ROUTE No. 8.

51       Beginning in a public highway at the Indiana state line east of Sheldon  
52 and running along such highway in a general westerly direction to the Missis-  
53 sippi river opposite Burlington, Iowa, affording Watseka, Chenoa, El Paso,  
54 Eureka, Peoria, Farmington, Elmwood, Yates City, Galesburg, Monmouth,  
55 Oquawka and the intervening communities reasonable connections with each  
56 other.

## ROUTE No. 9.

57       Beginning in a public highway at the Indiana state line east of Hoopeston,  
58 and running along such highway in a general westerly direction to Route No.  
59 24, on the east side of the Illinois river between Pekin and East Peoria, thence  
60 over Route No. 24 to Peoria, and thence in a westerly direction to Hamilton,  
61 affording Hoopeston, Paxton, Bloomington, Carlock, Goodfield, Deer Creek,  
62 Morton, Peoria, Canton, Prairie City, Bushnell, Macomb, Carthage, Hamilton  
63 and the intervening communities reasonable connections with each other.

## ROUTE No. 10.

64       Beginning in a public highway at the Indiana state line east of Danville  
65 and running along such highway in a general westerly direction to Jacksonville,  
66 affording Danville, Urbana, Champaign, Monticello, Bement, Decatur, Spring-  
67 field, Jacksonville and the intervening communities reasonable connections with  
68 each other.

## ROUTE No. 11.

69       Beginning in a public highway at the Indiana state line east of Marshall  
70 and running along such highway in a general southwesterly direction to East  
71 St. Louis, affording Marshall, Greenup, Toledo, Effingham, Vandalia, Green-  
72 ville, Baden Baden, Highland, East St. Louis and the intervening communities  
73 reasonable connections with each other.

## ROUTE No. 12.

74 Beginning in a public highway at the Indiana state line east of Lawrence-  
75 ville and running along such highway in a general westerly direction to East  
76 St. Louis, affording Lawrenceville, Olney, Flora, Salem, Carlyle, Lebanon, East  
77 St. Louis and the intervening communities connections with each other.

## ROUTE No. 13.

78 Beginning in a public highway at Shawneetown and running along such  
79 highway in a general westerly direction to Murphysboro, thence in a north-  
80 westerly direction to East St. Louis, affording Shawneetown, Harrisburg, Mar-  
81 ion, Carbondale, Murphysboro, Pinckneyville, Sparta, Belleville, East St. Louis  
82 and the intervening communities reasonable connections with each other.

## ROUTE No. 14.

83 Beginning in a public highway at Carmi and running along such highway  
84 in a general westerly direction to DuQuoin, affording Carmi, McLeansboro,  
85 Benton, Christopher, DuQuoin, and the intervening communities reasonable con-  
86 nections with each other.

## ROUTE No. 15.

87 Beginning in a public highway at Albion and running along such highway  
88 in a general westerly direction to Belleville, affording Albion, Fairfield, Mt.  
89 Vernon, Ashley, Nashville, Okawville, Belleville and the intervening communi-  
90 ties reasonable connections with each other.

## ROUTE No. 16.

91 Beginning in a public highway at Paris and running along such highway in  
92 a general southwesterly direction to Route 4, at or near Staunton, affording  
93 Paris, Charleston, Mattoon, Shelbyville, Pana, Hillsboro, Litchfield, Mount  
94 Olive, Staunton and the intervening communities reasonable connection with  
95 each other.

## ROUTE No. 17.

96        Beginning in a public highway at the Indiana state line east of Grant Park  
 97   and running along such highway in a general westerly direction to Lacon,  
 98   affording Grant Park, Momence, Kankakee, Dwight, Streator, Eagle Church  
 99   Corners, Garfield, Wenona, Custer, Varna and Lacon and intervening communi-  
 100 ties reasonable connections with each other.

## ROUTE No. 18.

101        Beginning in a public highway at the western limits of the city of Chicago  
 102   and running along such highway in a southwesterly direction to Princeton, afford-  
 103   ing Chicago, Aurora, Oswego, Yorkville, Plano, Sandwich, Earlville, Mendota,  
 104   Princeton and the intervening communities reasonable connections with each  
 105   other.

## ROUTE No. 19.

106        Beginning in a public highway at the westerly limits of the city of Chicago  
 107   and running along such highway in a general northwesterly direction to Har-  
 108   vard, affording Chicago, Barrington, Woodstock, Harvard and the intervening  
 109   communities reasonable connections with each other.

## ROUTE No. 20.

110        Beginning in a public highway at the west limits of the city of Waukegan  
 111   at the end of Belvidere Street and running along such highway in a general  
 112   westerly direction to Woodstock, affording Waukegan, Grays Lake, McHenry  
 113   and Woodstock and intervening communities reasonable connections with each  
 114   other.

## ROUTE No. 21.

115        Beginning in a public highway at the northerly limits of the city of Chicago  
 116   and running along such highway in a general northwesterly direction to the  
 117   Wisconsin state line, affording Chicago, Libertyville, Antioch and the interven-  
 118   ing communities reasonable connections with each other.

## ROUTE No. 22.

119 Beginning in a public highway at the Indiana state line east of Chicago  
120 Heights and running along such highway to Lake Forest, affording Chicago  
121 Heights, Joliet, Aurora, Geneva, Elgin, Dundee, Carpenterville, Barrington,  
122 Lake Forest and the intervening communities reasonable connections with each  
123 other.

## ROUTE No. 23.

124 Beginning in a public highway at the Wisconsin state line, north of Har-  
125 vard and running along such highway in a general southerly and southwesterly  
126 direction to Streator, affording Harvard, Marengo, Sycamore, DeKalb, Ottawa,  
127 Streator and the intervening communities reasonable connections with each  
128 other.

## ROUTE No. 24.

129 Beginning in a public highway at Peoria and running along such highway  
130 in a general southerly and southeasterly direction to Pana, affording Peoria,  
131 Pekin, Green Valley, Mason City, Greenview, Tthens, Springfield, Pana and the  
132 intervening communities reasonable connections with each other.

## ROUTE No. 25.

133 Beginning in a public highway at Kankakee and runing along such highway  
134 in a general southerly direction to Fairfield, affording Kankakee, Gilman, Pax-  
135 ton, Champaign, Tuscola, Mattoon, Effingham, Toliver, Louisville, Flora, Fair-  
136 field and the intervening communities reasonable connections with each other.

## ROUTE No. 26.

137 Beginning in a public highway at Freeport and running along such highway  
138 in a general southerly direction to Dixon, affording Freeport, Polo, Dixon and  
139 the intervening communities reasonable connections with each other.



## ROUTE No. 27.

140       Beginning in a public highway at Polo and running along such highway  
 141 in a general westerly direction to Savanna, affording Polo, Mt. Carroll, Savanna  
 142 and the intervening communities reasonable connections with each other.

## ROUTE No. 28.

143       Beginning in a public highway at Galesburg and running along such high-  
 144 way in a general northeasterly direction to Sheffield, affording Galesburg, Ke-  
 145 wanee, Sheffield and the intervening communities reasonable connection with  
 146 each other.

## ROUTE No. 29.

147       Beginning in a public highway at Peoria and running in a northerly direc-  
 148 tion to DePue, affording Peoria, Chillicothe, Henry, DePue and the intervening  
 149 communities reasonable connections with each other.

## ROUTE No. 30.

150       Beginning in a public highway at Peoria and running in a northwesterly  
 151 direction to Cambridge, affording Peoria, Princeville, Wyoming, Galva, Cam-  
 152 bridge and the intervening communities reasonable connections with each other.

## ROUTE No. 31.

153       Beginning in a public highway at Canton and running in a southwesterly  
 154 direction to Quincy, affording Canton, Lewistown, Rushville, Mt. Sterling,  
 155 Quincy and the intervening communities reasonable connections with each other.

## ROUTE No. 32.

156       Beginning in a public highway at Windsor and running in a northerly  
 157 direction to Cerro Gordo, affording Windsor, Sullivan, Lovington, Ulrich Station,  
 158 Lake City, Cerro Gordo and the intervening communities reasonable connections  
 159 with each other.



## ROUTE No. 33.

160      Beginning in a public highway at Effingham and running to Robinson,  
161 affording Effingham, Newton, Robinson and the intervening communities rea-  
162 sonable connections with each other.

## ROUTE No. 34.

163      Beginning in a public highway at Harrisburg and running through Herod  
164 and thence along the most practical route to the road leading from Elizabeth-  
165 town to Golconda with branches into Elizabethtown and Golconda, giving Eliza-  
166 bethtown and Golconda connection with each other and each of said towns con-  
167 nection with Harrisburg.

## ROUTE No. 35.

168      Beginning in a public highway at Route No. 2 north of Cairo and extending  
169 in an easterly direction to Mound City, affording Mounds, Mound City and the  
170 intervening communities reasonable connections with each other.

## ROUTE No. 36.

171      Beginning in a public highway at Carthage and running in a southerly and  
172 easterly direction to Jacksonville, affording Carthage, Bowen, Ursa, Quincy,  
173 Payson, Pittsfield, Winchester, Jacksonville and the intervening communities  
174 reasonable connections with each other.

## ROUTE No. 37.

175      Beginning in a public highway at Mt. Vernon and extending in a southerly  
176 direction to Marion, affording Mt. Vernon, Benton, Marion and the intervening  
177 communities reasonable connections with each other.

## ROUTE No. 38.

178      Beginning in a public highway at Jerseyville and running along such high-  
179 way in a westerly direction to a public highway on the east side of the Illinois  
180 river opposite the city of Hardin and then beginning at Hardin and running in

181 a northerly direction to Kampsville, affording Jerseyville, Hardin, Kampsville  
182 and the intervening communities reasonable connections with each other.

ROUTE No. 39.

183 Beginning in a public highway at Champaign and running in a northwest-  
184 erly direction to Bloomington, affording Champaign, Mahomet, Mansfield,  
185 Farmer City, Leroy, Bloomington and the intervening communities reasonable  
186 connections with each other.

ROUTE No. 40.

187 Beginning in a public highway on the north line of the city of Sterling and  
188 running in a northwesterly direction to Milledgeville, thence to Chadwick, thence  
189 north to connect with Route No. 27, and beginning at a highway on the north  
190 line of the city of Mt. Carroll and running north to Stockton.

ROUTE No. 41.

191 Beginning in a public highway at Galesburg, and connecting with Route  
192 No. 8 therein, and running thence in a southern direction to Abingdon, thence  
193 in a southern direction to Avon, thence in a southern direction, connecting with  
194 Route No. 9 at or near Prairie City, affording Galesburg, Abingdon, Avon,  
195 Prairie City and the intervening communities reasonable connections with each  
196 other.

ROUTE No. 42.

197 Beginning in a public highway at the northern limits of the city of Chicago  
198 and running along the Sheridan road in a general northerly direction to the  
199 Wisconsin state line, affording Chicago, Waukegan, Zion City and the inter-  
200 vening communities reasonable connections with each other.

ROUTE No. 43.

201 Beginning in a public highway at Havana and running in an easterly direc-  
202 tion to Route No. 24, at Mason City, affording Havana, Mason City and the in-  
203 tervening communities reasonable connections with each other.

## ROUTE No. 43a.

204      Beginning in a public highway at Petersburg and running easterly to and  
205 connecting with Route No. 24.

## ROUTE No. 44.

206      Beginning in a public highway at Joliet and running to Kankakee, Illinois,  
207 via Manhattan and Wilton Center so as to afford the intervening communities  
208 reasonable connections with each other.

## ROUTE No. 45.

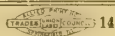
209      Beginning in a public highway in Route No. 17, at a point at Garfield and  
210 running due south to Dana.

## ROUTE No. 46.

211      Beginning in a public highway at the eastern limits of Arlington Heights,  
212 thence running in a southeasterly direction to Oaklawn, affording Arlington  
213 Heights, Mount Prospect, Des Plaines, Franklin Park, River Grove, Maywood,  
214 Broadview, LaGrange Park, LaGrange, Lyons, Summit, Oaklawn and the inter-  
215 vening communities reasonable connections with each other.

216      If any available money from any source remains in the State bond road fund  
217 after the above described roads are completed and paid for, said Department  
218 of Public Works and Buildings shall use such money to construct other similar  
219 roads so as to extend said system in such a way as to be of the greatest benefit,  
220 in the judgment of said Department of Public Works and Buildings, to the  
221 people of the State.





- 1 Introduced by Mr. Bancroft, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Farm Drainage.

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## A BILL

For an Act to amend an Act entitled, "An Act to provide for drainage for agricultural and sanitary purposes and to repeal certain Acts therein named" (approved June 27, 1885, in force July 1, 1885), as subsequently amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That the title of an Act entitled, "*An*  
3 *Act to provide for drainage for agricultural and sanitary purposes and to*  
4 *repeal certain Acts therein named*" (approved June 27, 1885, in force July 1,  
5 1885), as subsequently amended, be amended so as to read as follows: "*An*  
6 *Act to provide for drainage for agricultural and sanitary purposes, for the*  
7 *construction, reparation and protection of drains, ditches and levees, across the*  
8 *lands of others, and to repeal certain Acts therein named.*"

Sec. 2. That Section 11 of an Act entitled, "*An Act to provide for drain-*  
2 *age for agricultural and sanitary purposes and to repeal certain Acts therein*  
3 *named*" (approved June 27, 1885, in force July 1, 1885), as subsequently  
4 amended, be amended so as to read as follows:



“Sec. 11. COST OF—PETITION—PROCEEDINGS.] When the case involves a system of combined drainage or drainage and levees in one town, and it is proposed that the cost shall be borne proportionately by the several parties benefited, a petition addressed to the drainage commissioners shall be presented to the town clerk, signed by a majority in number of the adult owners of land lying in a proposed district, and they shall be the owners in the aggregate of more than one-third of the lands lying in the proposed district, or by the owners of the major part of the land and who constitute one-third or more of the owners of the land in the proposed district setting forth the boundaries, or a description of the several tracts of land thereof, or fractions as usually designated: *Provided*, that where two land owners only are concerned, the petition may be signed by one, or by both of these, and the amount of land owned by the parties shall not be a condition. Said petition shall state that the lands lying within the boundaries of said proposed district require a combined system of drainage or protection from wash or overflow; that the petitioners desire that a drainage district may be organized, embracing the lands therein mentioned, for the purpose of constructing, repairing or maintaining a drain or drains, ditch or ditches, embankment or embankments, grade or grades, *levee or levees, pumping plant or plants, in connection therewith*, or all or any or either of the same within said district, for agricultural and sanitary purposes, by special assessment upon the property benefited thereby. The names of the owners of the several tracts of land, together with their postoffice address, shall be given so far as known.”

Sec. 3. That Section 15 of an Act entitled, “*An Act to provide for drainage for agricultural and sanitary purposes and to repeal certain Acts therein named*” (approved June 27, 1885, in force July 1, 1885), as subsequently amended, be amended so as to read as follows:

“Sec. 15. ORGANIZATION OF DRAINAGE DISTRICT.] At the time appointed for the adjourned meeting, the commissioners shall meet and examine the map and

3 report of the engineer, if any engineer shall have been employed, and said com-  
4 missioners shall have power to change the boundaries of such proposed dis-  
5 trict from the boundaries given in petition, so as to take in land not embraced,  
6 or exclude lands taken into said proposed district, and shall permit additional  
7 signatures to be made to the petition by any adult person or persons owning  
8 land in, or owning land desired to be taken into such proposed district, to the  
9 end that a majority of the adult owners of land in the district as finally to be  
10 organized, and who shall be the owners in the aggregate of more than one-  
11 third ( $\frac{1}{3}$ rd) of such land, or by the owners of the major part of the land, and  
12 who constitute one-third or more of the owners of land in the proposed district,  
13 shall have signed the petition, which facts said commissioners shall find and  
14 put such findings in writing, and the same shall be filed and the clerk shall enter  
15 the same in his record, which finding shall be conclusive. And said commis-  
16 sioners may adjourn the meeting provided for in this section, not less than five  
17 (5) days at a time, and not more than fifteen (15) days in all, for the purpose  
18 of making the necessary examinations and findings, and shall publicly announce  
19 the time and place they so adjourned; and if, from their own examination, and  
20 said map and report, if any there be, it shall appear that the lands included  
21 in the proposed district will be benefited for agricultural and sanitary purposes  
22 by the construction of a drain or drains, ditch or ditches, embankment or em-  
23 bankments, grade or grades, levee or levees, pumping plant or plants in con-  
24 nection therewith, or a combined system of drainage or all or any or either of  
25 them within said district, they shall so find, unless they shall find, from the  
26 evidence of witnesses then introduced, that the cost of the proposed work will  
27 exceed the benefits to be derived therefrom. And should they find in favor of  
28 the petitioners, or should a two-thirds ( $\frac{2}{3}$ ) majority of the owners of land own-  
29 ing more than one-half of the lands lying in said proposed district still desire  
30 the formation of said district, and such desire shall be evinced by a failure to  
31 withdraw their signatures from the petition, the commissioners shall enter on  
32 their record an order in writing organizing said drainage district, and such dis-

33 triet shall thereupon be declared fully organized. Each district shall be desig-  
 34 nated by a number, as drainage district No.....in.....township,  
 35 .....County and State of Illinois. And when the commissioners shall  
 36 have organized said district, they shall cause a map thereof, showing the  
 37 boundaries thereof, to be made, and the same shall be filed with the other  
 38 papers in the case. The signing of any petition referred to in this Act shall be  
 39 taken as conclusive against the persons so signing that they have accepted the  
 40 provisions of this Act as to their assessments of benefits and damages there-  
 41 under.”

Sec. 4. That Section 17 of the said Act entitled, “*An Act to provide for*  
 2 *drainage for agricultural and sanitary purposes and to repeal certain Acts*  
 3 *therein named*” (approved June 27, 1885, in force July 1, 1885), as subsequently  
 4 amended, be amended to read as follows:

“Sec. 17. SYSTEM OF DRAINAGE—LOCATING THE WORK.] Upon the organiza-  
 2 tion of a drainage district, the commissioners shall go upon the land and deter-  
 3 mine upon a system of drainage, which shall provide main outlets of ample  
 4 capacity for the waters of the district, having in view the future contingencies,  
 5 as well as the present. Preference shall be given to tile drains whenever these  
 6 will accomplish the purpose and when open drains are deemed necessary, if it  
 7 be practicable; these shall follow boundary lines, and parallels or right angles,  
 8 as the case may be, provided the drainage shall not be impaired thereby.  
 9 Unless the district is small, and the plans are manifestly of easy determina-  
 10 tion, a competent engineer shall be employed to locate and advise upon the  
 11 character of the work to be done, and report in writing, with maps, profiles  
 12 and estimate of cost, and in a general way, the benefits to accrue to the lands  
 13 in the several localities of the district. The maps and papers showing the final  
 14 determination, as to the system of drainage, shall be filed in the clerk’s office  
 15 and be recorded in the drainage record. If the petition for the organization  
 16 of the said drainage district shall pray for the construction of a levee or levees,



17 pumping plant or plants, or any or either or all of the same, the drainage com-  
18 missioners shall cause the engineer of the said drainage district to prepare  
19 plans for the said levee or levees, pumping plant or plants, or either or any  
20 or all of them, as the case may be, and set forth the route and termini of the  
21 said levee or levees and the location of the said pumping plant or plants.”

Sec. 5. That Section 26 of the said Act entitled, “*An Act to provide for  
2 drainage for agricultural and sanitary purposes and to repeal certain Acts  
3 therein named*” (approved June 27, 1885, in force July 1, 1885), as subsequently  
4 amended, be amended to read as follows:

“Sec. 26. SPECIAL ASSESSMENT—HOW MADE—WHERE LANDOWNER OR COMMIS-  
2 SIONER OF HIGHWAYS HAS NOT RECEIVED NOTICE OF HEARING.] The commissioners  
3 shall order such amount of money to be raised by special assessment upon the  
4 lands of the district as may be necessary, and such amount shall be apportioned  
5 among the several tracts in the name of the owner when known, according to  
6 acreage of each and its figure of classification on the graduated scale, so that  
7 each tract may bear its equal burden in proportion to benefits. They shall  
8 make out a special assessment roll hereinafter designated tax list, setting down  
9 in separate columns the owners’ names, when known, and when unknown, stat-  
10 ing unknown, a description of the land, the number denoting the classification,  
11 the tax, the damage allowed, if any, or any other credit to be given to the owner.  
12 The balance of tax over credits or of damage or other credits over the tax,  
13 showing the amount due to the district by each landowner on the separate  
14 tracts, or due to the landowner by the district, shall be set down, in final  
15 columns. When completed, the list shall be filed with the town clerk. The tax  
16 list may be substantially as follows:

17 SPECIAL ASSESSMENT TAX LIST OF.....  
18 (Here insert name of district.)

| Owner's<br>Name | Description<br>of Land | Sec. | Tp. | R. | A. | No. Classi-<br>fication<br>on Scale | Tax<br>Levied |      | Total<br>Credits |      | Balance<br>Due<br>District |      | Balance<br>Due<br>Owners |      | Remarks |
|-----------------|------------------------|------|-----|----|----|-------------------------------------|---------------|------|------------------|------|----------------------------|------|--------------------------|------|---------|
|                 |                        |      |     |    |    |                                     | Dol.          | cts. | Dol.             | cts. | Dol.                       | cts. | Dol.                     | cts. |         |
|                 |                        |      |     |    |    |                                     |               |      |                  |      |                            |      |                          |      |         |
|                 |                        |      |     |    |    |                                     |               |      |                  |      |                            |      |                          |      |         |
|                 |                        |      |     |    |    |                                     |               |      |                  |      |                            |      |                          |      |         |
|                 |                        |      |     |    |    |                                     |               |      |                  |      |                            |      |                          |      |         |

19 If any landowner or any commissioner of highways has not been properly  
20 notified in accordance herewith of the hearing in reference to the classification  
21 of the lands and public roads, this shall not affect the validity of the tax or  
22 special assessment so levied against any land or the public roads except the tax  
23 or special assessment levied against the particular tract or tracts of land whose  
24 owner has not been properly notified, or the road in reference to which the  
25 commissioner of highways has not received the proper notice.

26 At the time the commissioners make a levy for the payment for the work to  
27 be done in the said district, they shall also, if the work includes the construc-  
28 tion of a levee or levees, pumping plant or plants, provide for the annual col-  
29 lection of a maintenance assessment which is to be assessed and extended upon  
30 the said classification in the proportion as provided therefor, and which shall  
31 be due on the first day of September of each year, and used for the purpose of  
32 maintaining the said levee, or levees, pumping plant or plants, and to pay the  
33 expense of operating the said pumping plant or plants, but the said annual  
34 assessment may be applied to caring for, straightening, widening, deepening  
35 or otherwise improving the ditches or drains embraced in the said drainage  
36 district, and to the expense of raising, straightening and protecting the levee  
37 or levees of said district when required to protect the lands embraced in the  
38 said district.”



Sec. 6. That Section 34 of the said Act entitled, "*An Act to provide for drainage for agricultural and sanitary purposes and to repeal certain Acts therein named*" (approved June 27, 1885, in force July 1, 1885), as subsequently amended, be amended to read as follows:

"Sec. 34. DIVISION AND LETTING OF WORK.] The said commissioners, when they have procured the right of way for the proposed work, may divide the ditch or ditches, drain or drains, embankment or embankments, grade or grades, levee or levees, into sections a quarter of a mile in length, except the remainder or remainders, after taking out as many full sections as the work contains, which remainder or remainders may be let with the adjoining section, or separately, as the commissioners may think best; or they may let the entire work in one or more contract: *Provided*, that in case the work is on the farms or lands of two parties only, the amount on each shall be let separately, and the owners of the land shall have the preference, where the bids are equal, to construct that part belonging to his own land, and this rule may be applied to a larger number, if the commissioners shall unanimously agree to same."

Sec. 7. That Section 41 of an Act entitled, "*An Act to provide for drainage for agricultural and sanitary purposes and to repeal certain Acts therein named*" (approved June 27, 1885, in force July 1, 1885), as subsequently amended, be amended to read as follows:

"Sec. 41. WHEN WORK COMPLETED—HOW KEPT IN REPAIR.] After the completion of the work the commissioners shall thereafter keep the same in repair, and if they find by reason of error in location or constructing the ditches, drains, embankments, grades, levees, pumping plants or any or either of them, or from any other causes, the lands of the district are not drained or protected as contemplated, or some of them receive partial or no benefit, they shall use the corporate funds of the district to carry out the original purpose to the end that all the lands, so far as practicable, shall receive their proper and

9 equal benefits as contemplated when the lands were classified. If it be neces-  
10 sary, the said commissioners shall use the corporate funds of the district or  
11 make additional levies for the purpose of constructing embankments, grades,  
12 levees or pumping plants, or either or any or all of them, even though the orig-  
13 inal work of the said district consists simply of a system of ditches or drains  
14 independent of levees. If it be necessary to clear and enlarge any natural or  
15 artificial channels lying beyond the boundaries of the district to obtain a proper  
16 outlet, the commissioners shall use the corporate funds for this purpose, and if  
17 the necessary privileges can not be obtained for this by agreement with the  
18 land owners of the commissioners, if the land or lands through which such  
19 outlet must be made are within another organized district, the commissioners  
20 may acquire the same by condemnation under the Act for exercising the right  
21 of eminent domain: *Provided*, in all such cases, if sufficient funds are not on  
22 hand, the commissioners shall make a new tax levy: *Provided, further*, that  
23 the commissioners of any drainage district organized under the laws of this  
24 State who, to secure a proper outlet, have enlarged or improved, or may here-  
25 after enlarge or improve any natural or artificial channel lying beyond the  
26 boundaries of the district, as provided for in this section, upon lands owned  
27 by private individuals or which may be, or hereafter become, a part of another  
28 organized district, and who, by such work, have or may hereafter benefit the  
29 whole or a part of such lands, whether the privilege to so enlarge or improve  
30 was or may be obtained by agreement with the owners of the lands or the  
31 commissioners, if such lands are a part of another organized district, or ac-  
32 quired by condemnation under the Act for the exercise of the right of eminent  
33 domain, the commissioners of the district above who have or who may here-  
34 after enlarge or improve such natural or artificial channel beyond the  
35 boundaries of their district, may collect from said landowner or owners or  
36 other drainage district or districts, as the case may be, such an amount as may  
37 be considered a fair compensation for the benefits received by the lands lying  
38 below the district, which has or may hereafter extend its work beyond its

39 boundaries to secure a proper outlet as herein provided. The amount repre-  
40 senting such benefits may be fixed by agreement between the commissioners of  
41 the upper district and the owners of land lying below the upper district, or the  
42 commissioners of the lower district if the lands are so organized: *Provided*,  
43 that if such agreement can not be made as will be satisfactory to the parties  
44 interested, the commissioners of the upper district shall be empowered to bring  
45 suit in the name of the people of the district against the owners of the lands  
46 lying below, or the commissioners of the lower district, if such lands are organ-  
47 ized as a drainage district, in the circuit court of the county in which such  
48 drainage district is organized, to recover such an amount as will represent the  
49 benefits received by the said lower lands or organized district. And if said  
50 commissioners are successful in such suit the court shall enter a judgment  
51 against the owner or owners of the lands or the commissioners of such other  
52 drainage district or districts, as the case may be, and the amount of such judg-  
53 ment shall be collected by due process of law, and shall be a lien upon the lands  
54 or drainage district against which the judgment has been rendered until paid:  
55 *And, provided, further*, that where such lands are within another organized dis-  
56 trict the commissioners of the district against whom, as commissioners, a judg-  
57 ment may be rendered for benefits accruing to lands within the lower district,  
58 and shall raise by special assessment the amount of such judgment, which shall  
59 be levied upon the lands of said district, and when collected be turned over to  
60 the treasurer of the upper district.”

Sec. 8. That Section 42 of the Act entitled, “*An Act to provide for drain-*  
2 *age for agricultural and sanitary purposes and to repeal certain Acts therein*  
3 *named*” (approved June 27, 1885, in force July 1, 1885), as subsequently  
4 amended, be amended to read as follows:

“Sec. 42. RIGHTS OF LANDOWNERS WITHIN AND WITHOUT THE DISTRICT—WHERE  
2 COMMISSIONERS BELIEVE LANDS LYING OUTSIDE DISTRICT AS ORGANIZED AND NOT IN-  
3 CLUDED IN ANY OTHER DISTRICT WILL BE BENEFITED—PROCEEDINGS.] Nothing in



4 this Act shall be construed to forbid the landowners within the district to  
5 more completely drain their lands by using the common drains as outlets to  
6 lateral drains; and the owners of lands outside the drainage district, or in  
7 other drainage districts, may connect with the ditches of the district already  
8 made, by the payment of such amount as they would have been assessed if  
9 originally included in the district, or if such connection shall, by increase of  
10 water, require an enlargement of the district ditches, then the outside owners  
11 of land so connecting, or other drainage districts, as may be, shall pay the costs  
12 of such enlargement. If individual landowners outside the district shall so  
13 connect, they shall be deemed to have voluntarily applied to be included in the  
14 district, and their lands benefited by such drainage shall be treated, classified  
15 and taxed like other lands within the district. Drainage commissioners may,  
16 at any time, enlarge the boundaries of their district by attaching new areas of  
17 land which are involved in the same system of drainage or which will be or are  
18 benefited by the grade or grades, embankment or embankments, levee or levees,  
19 constructed or proposed to be constructed in the said district, or require for  
20 an outlet the drains of the district made or proposed to be made, as the case  
21 may be, upon petition of as great a proportion of the landowners as the area  
22 to be added, as is required for the original district. All changes thus made in  
23 the district shall be duly noted and shown upon the map and recorded in the  
24 drainage record.”

25 . “If, after the organization of any drainage district, the commissioners  
26 thereof shall be of the opinion that there are lands lying outside of such drain-  
27 age district, as organized, which are or will be benefited by the work done in  
28 said drainage district, or by work ordered to be done therein, such lands, in  
29 case they are not included in any other drainage district, shall be deemed to  
30 have made voluntary application to be included in said drainage district, by the  
31 work of which they are or will be benefited; and thereupon the commissioners  
32 shall prepare a petition setting forth a description of such lands or land bene-  
33 fitted, giving the name of the owner or owners thereof, if known, and the post-

34 office address of such owner, together with a general description of the drain  
35 or ditch, if any, making connection with the ditches of such district; such peti-  
36 tion shall be filed in the county court of the county where such district was  
37 organized. The court shall fix a day when the court will hear such petition  
38 and thereupon the commissioners shall give ten days' notice thereof, which  
39 notice shall embrace a copy of the petition, and service thereof shall be by de-  
40 livering a copy thereof to each owner named therein, or by publishing a copy  
41 thereof in some newspaper in the county where said lands, or the greater part  
42 thereof, lie, or by posting ten copies thereof in ten of the most public places  
43 in or near the land sought to be annexed to the drainage district; the certifi-  
44 cate of the publisher or the affidavit of the person delivering or posting such  
45 notices shall be evidence thereof. At the time fixed, or at a time continued  
46 from such time fixed, the court shall hear said cause, and if judgment is rendered  
47 in favor of petitioners, a copy of the petition and proof of service of notice  
48 thereof, together with order of judgment thereon, shall be delivered to the  
49 clerk of the drainage district, who shall file and record the same in the drainage  
50 record, and upon entry of such judgment the lands described in the said peti-  
51 tion shall be deemed a part of the district and subject to all provisions of this  
52 Act. Every landowner whose land is thus annexed to any drainage district  
53 shall have a right to appeal from the order of the county court, annexing said  
54 land to the said drainage district, to the circuit court of the said county, upon  
55 filing a bond in a sum to be fixed by the judge of the county court, the said  
56 appeal to be prayed within ten (10) days after the order has been entered by  
57 the court annexing the said land to the said drainage district. Land annexed  
58 to a drainage district, under any of the provisions of this section, shall be  
59 classified and assessed with the other lands therein, unless such classification  
60 shall have already been made, in which event the lands so annexed to the dis-  
61 trict shall be classified proportionately to such established classification with  
62 like proceedings in reference to assessment and right of appeal."



Sec. 9. That Section 43 of an Act entitled, "*An Act to provide for drainage for agricultural and sanitary purposes and to repeal certain Acts therein named*" (approved June 27, 1885, in force July 1, 1885), as subsequently amended, be amended so as to read as follows:

"Sec. 43. ORGANIZATION OF SUB-DISTRICTS.] Sub-districts may be formed by owners of land in main districts for the purpose of local or more minute drainage or protection from overflow in the manner provided in this Act for the organization of main districts. Such sub-districts shall have the right to use the ditches of the main district for outlets; or in drainage districts organized, or proposed to be organized, which have one or more lateral drains or proposed drains which are independent of each other, except as to the main drain or outlet, and which do now or will drain separate areas within said district, it shall be and may be lawful for the commissioners, at their option, to divide the districts into as many sub-districts as there are separate areas for the purpose of making assessments of benefits for the work to be done in said sub-district; such division may be made so as to form one or more such districts at the same time, or from time to time, as the commissioners may deem expedient: *Provided*, the formation of sub-districts on either method as above provided shall not operate to release the lands in such sub-districts from the payment of any assessment or levy made prior to such division nor from any assessment or tax levy which may thereafter be made for the completion, maintenance or repair of the main work, or for the payment of the principal and interest on any indebtedness incurred by the main district, nor shall it give such sub-district any claim on the funds of the main district for its local use: *Provided, further*, that when sub-districts are organized under this Act, which have one or more lateral drains or proposed drains, which are independent of each other, except as to the main sub-district ditch or outlet and which do now or will drain separate areas within said sub-district, the commissioners may, as provided for in this section, divide such sub-districts into as many minor sub-districts as there are separate areas within such sub-districts to be drained,

27 for the purpose of making assessments of benefits for the local or more minute  
28 drainage to be done in such minor sub-districts: *And, provided, further,* that the  
29 formation of such minor sub-districts, as herein provided for, shall not operate  
30 to release the lands in such minor sub-districts from the payment of any assess-  
31 ment or levy made prior to such division, nor from any assessment or tax levy  
32 which thereafter may be made, for the completion, maintenance or repair of the  
33 main outlets or ditches in sub-districts, or in main districts, or for the payment  
34 of the principal and interest of any indebtedness incurred by the sub-district or  
35 main district nor shall it give such minor sub-district any claims upon the funds  
36 of the sub-district or the main district for its local use. Sub-districts which con-  
37 tain not less than five sections of land, upon the filing of a petition signed by a  
38 majority of the land owners of said sub-district with the county clerk in favor of  
39 election of a board of commissioners for said sub-district, shall proceed at the  
40 next succeeding annual election of drainage commissioners to elect such a drain-  
41 age board. The notices of the election of such sub-district commissioners, the  
42 time of holding and making returns of the same, and the term of office, shall be  
43 the same as provided in this Act for the election of commissioners in original or  
44 main districts, and the compensation of such commissioners shall be the same as  
45 is provided for main district commissioners. It shall be the duty of the main dis-  
46 trict commissioners to control all matters pertaining to main district drainage  
47 and sub-districts not having independent commissioners. Sub-district commis-  
48 sioners as provided for in this Act, shall have charge of and control over all  
49 matters pertaining to drainage within their respective sub-districts and of  
50 drainage within their respective minor sub-districts, as provided for in this Act,  
51 except such work as belongs exclusively to the main districts and classification  
52 and assessments made within such sub-districts and such minor sub-districts, on  
53 account of the main work. The matter of securing right of way, ascertaining  
54 damages, review of classification and assessments and appeals therefrom, making  
55 repairs, additional work and additional assessments in sub-districts and minor  
56 sub-districts shall be controlled by the provisions of this Act, applicable to the

57 main district. In addition to the organization of sub-districts as aforesaid, it  
 58 shall be lawful for the commissioners of any drainage district organized under  
 59 this Act, and they shall have the power to organize a sub-district or sub-districts  
 60 within the boundaries of their said districts, either on petition of the land owners  
 61 as aforesaid, or without any petition, for the purpose of constructing a ditch or  
 62 ditches, drain or drains, levee or levees, pumping plant or pumping plants, or any  
 63 or either or all of the same, in connection therewith, and to do so even though the  
 64 work done or to be done in the main district includes no levee or levees, grade or  
 65 grades, pumping plant or pumping plants, or any of them, and to make assess-  
 66 ment or assessments in said sub-district or sub-districts for the purpose, not  
 67 alone for the construction of the said ditch or ditches, drain or drains, levee or  
 68 levees, pumping plant or pumping plants, or any or either or all of the same, as  
 69 in main districts, but for the maintenance of the same, or any, either, or all of  
 70 the same, in the same manner as assessments are made for the maintenance of  
 71 the ditch or ditches, drain or drains, levee or levees, pumping plant or pumping  
 72 plants, or any or either or all of the same in the main district.”

Sec. 10. That Section 56 of an Act entitled, “*An Act to provide for drain-*  
 2 *age for agricultural and sanitary purposes and to repeal certain Acts therein*  
 3 *named*” (approved June 27, 1885, in force July 1, 1885), as subsequently  
 4 amended, be amended so as to read as follows:

Sec. 56. “COMMISSIONERS TO VIEW PREMISES, MAKE SURVEY AND ESTIMATE.]  
 2 The commissioners, as soon as they are elected or appointed and qualified, shall  
 3 go upon the land included in said drainage district and determine upon a system  
 4 of drainage, which shall provide main outlets of ample capacity for the waters  
 5 of the district, having in view, the future contingencies, as well as the present.  
 6 A competent engineer shall be employed to locate and advise upon the character  
 7 of the work to be done, and report in writing, with maps, profiles and estimates  
 8 of cost, and in a general way, the benefits to accrue to the lands in the several  
 9 localities of the district. They shall make, or cause to be made, a map or plat of



10 the district and of the work to be done therein, which map shall show with  
11 reasonable certainty, the location of the proposed work, and they shall give a  
12 name or number to each ditch or drain. The maps and papers showing the final  
13 determination, as to the system of drainage, shall be filed in the clerk's office and  
14 be recorded in the drainage record. If the petition for the organization of the  
15 said drainage district shall pray for the construction of a levee or levees, a  
16 pumping plant or plants, the drainage commissioners shall cause the engineer  
17 of the said drainage district to prepare plans for said levee or levees, pumping  
18 plant or plants, and set forth the route and terminus of said levee or levees, and  
19 the location of said pumping plant or plants."

Sec. 11. That Section 62 of an Act entitled, "*An Act to provide for drain-*  
2 *age for agricultural and sanitary purposes and to repeal certain Acts therein*  
3 *named*" (approved June 27, 1885, in force July 1, 1885), as subsequently  
4 amended, be amended so as to read as follows:

Sec. 62. "CLASSIFICATION—SPECIAL ASSESSMENT—CERTIFICATE.] As soon as  
2 the classification has been corrected and confirmed by the commissioners or  
3 court of appeal, as provided in the preceding section, it shall be competent for the  
4 commissioners to order such an amount of money to be raised by special assess-  
5 ment upon the lands of the districts which are benefited as may be necessary,  
6 according to the best judgment of the commissioners, which amount shall be certi-  
7 fied and returned by the commissioners to the clerk of said court, who shall record  
8 the same in the drainage record. The certificate may be substantially as follows:

9 "We hereby certify that we require the sum of.....dollars  
10 to be levied as a special assessment or tax, for drainage purposes, on the lands  
11 and property benefited in the.....special drainage district, in  
12 the county (or counties) of.....and State of Illinois.

13 "Given under our hands this.....day of....., 19...

14 .....  
15 .....  
16 .....

17 ..... Commissioners."

18 Which certificate shall be signed by the commissioners in their corporate  
19 name. It shall thereupon be the duty of said clerk to compute and apportion  
20 the amount thus levied among the several tracts in the name of the owners, when  
21 known, according to the acreage of each, and its figure of classification on the  
22 graduated scale, so that each tract may bear its burden in proportion to benefits.  
23 The commissioners shall make out a tax list, which shall conform as near as the  
24 facts will admit, to the list provided for in Section 26 of this Act, which list shall  
25 be signed by the commissioners and filed with the clerk among the records of the  
26 drainage district.

27 If any landowner or any commissioner of highways has not been properly  
28 notified in accordance herewith of the hearing in reference to the classification  
29 of the lands and public roads, this shall not affect the validity of the tax or  
30 special assessment so levied against any land or the public roads except the tax  
31 or special assessment levied against the particular tract or tracts or land, whose  
32 owner has not been properly notified, or the road in reference to which the com-  
33 missioner of highways has not received the proper notice.

34 *Provided, however,* where the lands of said district lie in two or more coun-  
35 ties the clerk of the court in which the proceedings are had shall forthwith, after  
36 the filing thereof, send a copy of such list to circuit court clerk or recorder, as the  
37 case may be, of the other county or counties in which lands assessed may lie,  
38 showing the land assessed in each county or counties, and it shall be the duty of  
39 such circuit court clerk or recorder to file such list in a record in his office and  
40 properly note or index the fact of such levy to each quarter section of land  
41 assessed. The fees for such certification, recording and indexing shall be the  
42 usual fees for like service and shall be taxed as costs in such proceedings, and  
43 when paid shall be distributed to the officers entitled to the same, as part of  
44 the fees of their respective offices.





- 1 Introduced by Mr. Bippus, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend an Act entitled, "An Act to revise a law in relation to mortgages of real estate and personal property", approved on March 26, 1874, in force July 1, 1874, as subsequently amended by adding thereto a section to be known as "Section 4a" and to read as follows:

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Sec. 4a. *No mortgage, trust deed or conveyance of personal property shall*  
2 *be valid as against the creditors of the mortgagor, even though admitted to rec-*  
3 *ord, as provided in Section 4 of this Act, unless it shall be recorded within ten*  
4 *days of its execution, and any such mortgage, trust deed or conveyance of per-*  
5 *sonal property not recorded within ten days of the execution thereof shall be*  
6 *fraudulent and void as to creditors.*





1 Adopted March 16, 1921.

AMENDMENT NO. 1.

Amend House Bill No. 200 as printed, by striking out the word “recorded”  
2 in line three and inserting in lieu thereof the words “filed for record in the office  
3 of the recorder of deeds of the proper county,” and in line five by striking out  
4 the word “recorded” and inserting in lieu thereof the words “filed for record.”

AMENDMENT NO. 2.

Amend House Bill No. 200 by adding a section thereto to read as follows:

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act to amend an Act entitled,  
3 ‘An Act to revise the law in relation to mortgages of real estate and personal  
4 property,’ approved on March 26, 1874, in force July 1, 1874, as subsequently  
5 amended, by adding thereto a section to be known as ‘Section 4a’ as follows:





- 1 Introduced by Mr. Brinkman, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Waterways.

## A BILL

An Act to amend an Act entitled, "An Act for the assessment of property and for the levy and collection of taxes," approved March 30, 1872, in force July 1, 1872, as subsequently amended, by amending Section two (2) thereof.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act entitled, "An Act for the  
3 assessment of property and for the levy and collection of taxes," approved  
4 March 30, 1872, in force July 1, 1872, as amended by subsequent Acts, be and the  
5 same is hereby amended by amending Section (2) thereof, so that said section,  
6 when amended, shall read as follows:

Sec. 2. All property described in this section to the extent herein limited,  
2 shall be exempt from taxation that is to say:

3 First—All lands donated by the United States for school purposes, not sold  
4 or leased; all property of schools, including the real estate on which the schools  
5 are located, not leased by such schools or otherwise used with a view to profit.

6 Second—All property used exclusively for religious purposes or used exclu-  
7 sively for school and religious purposes, or for orphanages and not leased or oth-  
7½erwise used with a view to profit.



8 Third—All lands used exclusively as graveyards or grounds for burying the  
9 dead.

10 Fourth—All unentered government lands; all public buildings or structures  
11 of whatsoever kind, and the contents thereof, and the land on which the same are  
12 located belonging to the United States.

13 Fifth—All property of every kind belonging to the State of Illinois.

14 Sixth—All property belonging to any county, village, or city used exclus-  
15 ively for the maintenance of the poor; all swamp or overflowed lands belonging  
16 to any county so long as the same remain unsold by such county; all public  
17 buildings belonging to any county, township, city or incorporated town, with the  
18 ground on which such buildings are erected; all property owned by any city or  
19 village located within the incorporated limits thereof; except as heretofore been  
20 leased or may hereafter be leased by such city or village to lessees who are bound  
21 under the terms of the lease to pay the taxes on such property. All property  
22 owned by any city or village located outside the incorporated limits thereof but  
23 within the same county when used for the purposes of a tuberculosis sanitarium,  
24 farm colony in connection with a house of correction, or nursery, garden or farm  
25 for the growing of shrubs, trees, flowers, vegetables and plants for use in beauti-  
26 fying, maintaining an doperating, play grounds, parks, parkways, public grounds,  
27 buildings and institutions owned or controlled by such city or village; and all  
28 property owned by any city or village outside of the corporate limits of same  
29 used exclusively for municipal purposes; *all property belonging to sanitary dis-*  
30 *tricts wherever situated.*

31 Seventh—All property of institutions of public charity, all property of bene-  
32 ficent and charitable organizations, whether incorporated in this or in any other  
33 State of the United States and all property of old people's homes when such  
34 property is acetually and exclusively used for such charitable or beneficent pur-  
35 poses, and not leased or otherwise used with a view to profit; and all free public  
36 libraries.

37 Eighth—All fire engine(s) or other implements used for the extinguishment  
38 of fires, with the buildings used exclusively for the safe keeping thereof, and the  
39 lot of reasonable size on which the building is located, when belonging to any city,  
40 village or town.

41 Ninth—All market houses, public squares or other public grounds used ex-  
42 clusively for public purposes; all works, machinery and fixtures belonging ex-  
43 clusively to any town, village or city, used exclusively for public purposes, all  
44 works, machinery and fixtures belonging exclusively to any town, village or city,  
45 used exclusively for conveying water to such town, village or city; all works, ma-  
46 chinery and fixtures of drainage districts, when used exclusively for pumping  
47 water from the ditches and drains of such district for drainage purposes.

48 Tenth—All property which may be used exclusively by societies for agricul-  
49 tural, horticultural, mechanical and philosophical purposes, and not for pecuniary  
50 profit.





- 1 Introduced by Mr. Brinkman, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Waterways.

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## A BILL

For an Act to amend an Act entitled, "An Act to create sanitary districts and to remove obstructions in the Desplaines and Illinois Rivers." Approved May 29, 1889, in force July 1, 1889, as subsequently amended, by adding thereto a section to be known as 24A.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act entitled, "An Act to create  
3 sanitary districts and to remove obstructions in the Desplaines and Illinois  
4 rivers," approved May 29, 1889, in force July 1, 1889, as subsequently amended,  
5 be and the same is hereby amended by adding thereto a section to be known as  
6 Section 24A, to read as follows:

Sec. 24A. The Board of Trustees of any sanitary district organized under  
2 this act shall have power to provide for, construct, install or pay the costs of  
3 any compensating or controlling works in the Great Lakes or in any channels,  
4 outlets or rivers leading therefrom or connected therewith outside of the terri-  
5 torial boundaries of such sanitary district where proper or necessary for the

6 purpose of complying with this act, or with any restriction or regulation on the  
7 power of such sanitary district under this act by Federal authorities or by acts  
8 of Congress in the interest of navigation; and to enter into any proper or nec-  
9 essary contracts connected therewith.





- 1 Introduced by Mr. Brinkman, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Waterways.

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## A BILL

An Act to amend Section 7 of an Act entitled, "An Act to create sanitary districts nad to remove obstructions in the Desplaines and Illinois rivers," approved May 29, 1889, in force July 1, 1889, as subsequently amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 7 of an Act entitled, "An  
3 Act to create sanitary districts and to remove obstructions in the Desplaines  
4 and Illinois rivers," approved May 29, 1889, in force July 1, 1889, as subse-  
5 quently amended, be and the same is hereby amended to read as follows:

Sec. 7. The board of trustees of any sanitary district organized under this  
2 Act shall have power to provide for the drainage of such district by laying out,  
3 establishing, constructing and maintaining one or more main channels, drains,  
4 ditches and outlets for carrying off and disposing of the drainage (including the  
5 sewage) of such district, together with such adjuncts and additions thereto as  
6 may be necessary or proper to cause such channels or outlets to accomplish the  
7 end for which they are designed in a satisfactory manner; *and may lay out, es-*

8 *tablish, construct and maintain, or provide for the laying out, establishing, con-*  
9 *structing and maintaining of sewage disposal and treatment plants and works,*  
10 *within or without the territorial boundaries of the such sanitary district and all*  
11 *channels, outlets, intercepting and connecting sewers, and drains that may be*  
12 *advantageous or necessary for carrying off and disposing of the drainage and*  
13 *sewage of said district or that may be advantageous or necessary in preventing*  
14 *the water in any channel, ditch, drain, outlet or other improvement of the sani-*  
15 *tary district from becoming offensive or injurious to the health of any of the*  
16 *people of this State; also to make and establish docks adjacent to any navigable*  
17 *channel made under the provisions hereof for drainage purposes, and to lease,*  
18 *manage, and control such docks, and any land adjoining, or adjacent thereto,*  
19 *owned or controlled by such sanitary district and also to control and dispose of*  
20 *any waterpower which may be incidentally created in the construction and use*  
21 *of said channels or outlets, but in no case shall said board have any power to con-*  
22 *trol water after it passes beyond its channel, waterways, races or structures into*  
23 *a river or natural waterway or channel, or waterpower, or docks, situated on*  
24 *such river or natural waterway or channel; Provided, however, nothing in this*  
25 *Act shall be construed to abridge or prevent the State from hereafter requiring*  
26 *a portion of the funds derived from such waterpower, dockage or wharfage to be*  
27 *paid into the State Treasury to be used for State purposes. Such channels or*  
28 *outlets may extend outside the territory included within such sanitary district,*  
29 *and the rights and powers of said board of trustees over the portion of such*  
30 *channel or outlet lying outside of such district shall be the same as those vested*  
31 *in said board over that portion of such channels or outlets within the said dis-*  
32 *trict.*



- 1 Introduced by Mr. J. H. Francis, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend Sections 83 and 94 of "An Act concerning local improvements," approved June 14, 1897, in force July 1, 1897, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 83 and 94 of "An Act concerning  
3 local improvements," approved June 14, 1897, in force July 1, 1897, as amended,  
4 are amended to read as follows:

Sec. 83. The board of local improvements may appoint an attorney for the  
2 board who shall have charge, under its direction and control, of all legal matters  
3 pertaining to the board of local improvements, the confirmation of special  
4 assessments and the collection of the same. It may also appoint an engineer  
5 for the board, and such assistant attorneys, engineers, clerks, inspectors, etc.,  
6 etc., as may be necessary to carry into effect the purposes of this act.

7 The board is hereby authorized to make or cause to be made, the written  
8 contracts and receive all bonds authorized by this act, and to do any other act,  
9 expressed or implied, that pertains to the execution of the work provided for

10 by such ordinance or ordinances, and shall fix the time for the commencement  
 11 of the work thereunder and for the completion of the work under all contracts  
 12 entered into by it, which work shall be prosecuted with diligence thereafter to  
 13 completion and said board may extend the time so fixed from time to time, as  
 14 they may think best for the public good. The work to be done pursuant to such  
 15 contracts must, in all cases, be done under the direction and to the satisfaction  
 16 of the board of local improvements, and all contracts made therefor must con-  
 17 tain a provision to that effect, and also express notice that in no case, except as  
 18 otherwise provided in the ordinance, or the judgment of the court, will said  
 19 board, or municipality, except as herein otherwise provided, or any officer  
 20 thereof, be liable for any portion of the expenses, nor for any delinquency of  
 21 persons or property assessed.

22 The acceptance by the said board of any improvement shall be conclusive  
 23 in the proceeding to make said assessment, and in all proceedings to collect the  
 24 same, or installments thereof, on all persons and property assessed therefor,  
 25 that the work has been performed substantially according to the requirements of  
 26 the ordinance therefor, but if any property owner be injured by any failure so  
 27 to construct such improvement, or suffer any pecuniary loss thereby, he may  
 28 recover the amount of such injury in an action on the case against the munici-  
 29 pality making said improvement. *Provided, however,* that such action be com-  
 30 menced within one year from the date of the acceptance of the work by the  
 31 board of local improvements.

Sec. 94. The costs and expenses of maintaining the board of local improve-  
 2 ments herein authorized, of paying salaries of the members of said board, and  
 3 the expenses of making and levying special assessments or special taxes and of  
 4 letting and executing contracts; and also the entire cost and expense attending  
 5 the making and return of the assessment rolls and the necessary estimates, ex-  
 6 aminations, advertisements, etc., connected with the proceedings herein provided  
 7 for, including the court costs, including the fees to commissioners in condemna-  
 8 tion proceedings, which are to be taxed as above provided, *and the fees and*



9 salaries of the attorney for the board, engineer for the board, and such assist-  
10 ant attorneys, engineers, clerks, inspectors, etc., as may be employed by the  
11 board, shall be paid by the city, village or town out of its general fund: *Pro-*  
12 *vided, however,* that in cities, towns or villages of this State having a popula-  
13 tion of less than one hundred thousand by the last preceding census of the  
14 United States, or of this State, the city, village or town, as the case may be,  
15 may in and by the ordinance providing for the assessment prescribed, provide  
16 that a certain sum, not to exceed 10 per centum of the amount of such assess-  
17 ment shall be applied toward the payment of the aforesaid and other costs of  
18 making and collecting such assessment.

19 *Provided, further,* that in cities, towns and villages of this State having a  
20 population of one hundred thousand or more inhabitants by the last preceding  
21 census of the United States, or of this State, the city, village or town, as the  
22 case may be, may in and by the ordinance providing for the assessment pre-  
23 scribed, provide that a certain sum not to exceed 5 per centum of the amount  
24 of such assessment, as finally determined after the completion of the improve-  
25 ment in accordance with section 84 of this act, shall be applied (but only by  
26 way of reimbursement of the general corporate fund as hereinafter in this sec-  
27 tion provided) toward the payment of the cost of making, levying and collecting  
28 such special assessment or special tax, and of letting and executing contracts,  
29 advertising, clerical hire, engineering and inspection, court costs and fees of  
30 commissioners in condemnation proceedings incurred in such proceedings and  
31 deficiency in interest in the matter of such special assessment or special tax. If  
32 the part of the assessment levied on account of the expenses specified in this  
33 paragraph shall exceed five per centum of the entire assessment as finally de-  
34 termined in accordance with said section 84, but shall not exceed five per centum  
35 of the assessment as originally levied and filed in court, such excess shall not  
36 constitute any objection to a judgment of confirmation of the assessment, but  
37 no larger sum on account of the expenses specified in this paragraph than five  
38 per centum of the assessment as finally determined in accordance with said sec-



tion 84, shall be deemed or treated as a part of the cost of the improvement to be certified by the Board of Local Improvements in accordance with said section 84, and if the part of the assessment originally levied on account of the expenses specified in this paragraph shall exceed five per centum of the entire assessment as finally determined in accordance with said section, any such excess shall be deemed a part of the excess to be abated in accordance with the provisions of said section 84.

*Provided, further,* that such deficiency in interest, if any, shall be first paid out of the fund, so created by such 5 per centum so added as herein above authorized, and that the application of said fund toward the payment of the expenses specified in the preceding paragraph, shall be only by paying over and transferring the balance of said fund after the payment of such deficiency in interest, to the general corporate fund of said city, town or village for reimbursement for expenses of the improvement for which the assessment is levied, theretofore paid out of said general corporate fund.



- 1 Introduced by E. A. Johnson, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend an Act entitled, "An Act in relation to the levy and collection of taxes for sewerage and water works in the cities of this State, that may have established a system of sewerage and water works for such city, and to repeal an Act therein named, and to authorize the cities, villages and incorporated towns of this State to levy and collect taxes to pay for water and light," approved June 21, 1883, in force July 1, 1883, as subsequently amended by Act approved June 30, 1919, in force July 1, 1919, be and the same is hereby further amended by amending Section two (2) of said Act.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
*represented in the General Assembly:* That an Act entitled, "An Act in relation to the levy and collection of taxes for sewerage and water works in cities of this State, that may have established a system of sewerage and water works for such city, and to repeal an Act therein named, and to authorize the cities, villages and incorporated towns of this State to levy and collect taxes to pay for water and light," approved June 21, 1883, in force July 1, 1883, as subse-

8 quently amended by an Act approved June 30, 1919, in force July 1, 1919, be  
9 hereby further amended so that section two (2) of said Act shall read as  
10 follows:

11       Sec. 2. The legislative authority of any city which now has, or which may  
12 hereafter have established or hired water works, for the supply of water to the  
13 inhabitants thereof, shall have power to annually levy and collect a tax upon  
14 the taxable real and personal estate of any such city, whether organized under a  
15 special charter or the general law, not to exceed two-thirds of one mill on the  
16 dollar, for the extension of water mains or pipes therein, and the maintenance  
17 of such water works, or to the creation of a sinking fund to be applied to the  
18 establishment of water works, which tax shall be known as the "Water Fund  
19 Tax," and shall be levied and collected in the same manner that other general  
20 taxes of any such city are levied and collected: *Provided*, that the board of  
21 public works of such city, if any, or the head of the water works department of  
22 such city, shall first certify to such legislative authority, the amount that will be  
23 necessary for such purposes, and shall further certify that the revenue or in-  
24 come from such water works will be insufficient therefore: *Provided, further*,  
25 that two-thirds majority of all the members elect of the legislative authority of  
26 such city may levy a tax for such purposes, not to exceed two mills on each dollar  
27 of the taxable property of such city: *And, provided, further*, that the legisla-  
28 tive authority of each of the cities, villages and incorporated towns in this  
29 State, with the concurrence of two-thirds of the members thereof, shall be au-  
30 thorized to levy and collect annually, upon the taxable property within its  
31 limits, in addition to all other taxes now authorized by law, a tax not exceeding  
32 one and one-third mills on the dollar of such taxable property, to be used exclu-  
33 sively for the purpose of supplying water to such city, village or incorporated  
34 town, and a further tax of not exceeding two mills on the dollar of such taxable  
35 property, to be used exclusively for the purpose of lighting streets of such city,  
36 village or incorporated town: *And, provided, further, that upon the petition of*  
37 *the owners of the land representing more than one-half of the entire frontage*

38 *of any street or highway, or so much thereof as is sought to be used in cities*  
39 *having a population of 200,000 or more for special lighting of a district to be*  
40 *designated in such petition, the legislative authority of such city, upon the*  
41 *concurrence of two-thirds of the members thereof shall be authorized to levy*  
42 *and collect annually upon the taxable property within such special lighting*  
43 *district, a further tax, in addition to the tax for ordinary lighting, not to exceed*  
44 *four mills on each dollar of taxable property, to be used exclusively for the pur-*  
45 *pose of special lighting, and for the maintenance thereof, in such special light-*  
46 *ing district: Provided, also, that nothing in this Act shall be construed as to*  
47 *increase the amount of aggregate taxes that may be levied in any one year by*  
48 *any city or village as provided in section one (1), article VIII, of an Act en-*  
49 *titled, "An Act to provide for the incorporation of cities and villages," ap-*  
50 *proved April 10, 1872.*





- 1 Introduced by Mr. La Porte, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Farm Drainage.

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## A BILL

For an Act to authorize the transfer by the State to the proposed Tuscarora Drainage and Levee District, in Peoria County, in the State of Illinois, (when organized), of certain real estate in the County of Peoria.

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### SECTION 1. *Be it enacted by the People of the State of Illinois,*

2 *represented in the General Assembly:* Subject to the conditions hereinafter pre-  
3 scribed the Department of Public Works and Buildings shall convey, transfer  
4 and deed to the Tuscarora Drainage and Levee District, in Peoria County in the  
5 State of Illinois (when organized), all the right, title and interest that the State  
6 of Illinois has in and to the following described parcels of real estate situated  
7 in the County of Peoria:

8 (1) All of the fractional southeast quarter ( $SE\frac{1}{4}$ ) of Section thirty-one  
9 (31), Township eight (8) north, Range eight (8) east of the fourth (4th) Princi-  
10 pal Meridian; containing three and one-thenth (3.1) acres.

11 (2) Part of the southeast quarter ( $SE\frac{1}{4}$ ) of the northeast quarter ( $NE\frac{1}{4}$ )  
12 and part of the northeast quarter ( $NE\frac{1}{4}$ ) of the southeast quarter ( $SE\frac{1}{4}$ ) of  
13 Section thirty-six (36), Township eight (8) north, Range seven (7) east of the

14 fourth (4th) Principal Meridian, being a strip of land of a uniform width of one  
 15 hundred (100) feet, being fifty feet on each side of the following described cen-  
 16 ter line, beginning on the south line of said northeast quarter ( $NE\frac{1}{4}$ ) of the  
 17 southeast quarter ( $SE\frac{1}{4}$ ) six hundred and sixty (660) feet, more or less, west of  
 18 the southeast corner thereof; thence northeasterly a distance of sixteen hundred  
 19 and forty (1640) feet, more or less to a point on the east line of the said south-  
 20 east quarter ( $SE\frac{1}{4}$ ) of the northeast quarter ( $NE\frac{1}{4}$ ) one hundred and seventy  
 21 feet (170), more or less, north of the southeast corner thereof; containing three  
 22 and eight-tenths (3.8) acres.

23 (3) Part of the four (4) rod strip of land off the north side of the frac-  
 24 tional southwest quarter ( $SW\frac{1}{4}$ ) of Section thirty-one (31), Township eight (8)  
 25 north, Range eight (8) east, of the fourth (4th) Principal Meridian, described as  
 26 follows, to-wit: being a strip of land of a uniform width of one hundred (100)  
 27 feet, being fifty (50) feet on each side of the following described center line;  
 28 beginning at a point on the north line of said fractional quarter section two hun-  
 29 dred and seventy-five (275) feet, more or less, west of the northeast corner;  
 30 thence southwesterly seventy-six (76) feet, more or less, to a point on the  
 31 south line of said four rod strip three hundred and ten (310) feet west of the  
 32 east line thereof; containing seventeen one-hundredths (0.17) acres.

Sec. 2. The purpose of this Act is to give to the Tuscarora Drainage and  
 2 Levee District in Peoria County, (when organized) the right of way through  
 3 lands belonging to the State for its levees, drains and ditches, and the above de-  
 4 scribed real estate shall be used for no other purpose. In the event of the disso-  
 5 lution or abandonment of the Tuscarora Drainage and Levee District in Peoria  
 6 County after the organization thereof, the real estate herein authorized to be  
 7 transferred shall revert fully to the State of Illinois.



1 Adopted April 20, 1921.

AMENDMENT NO. 1.

Amend Section 1 of House Bill No. 206 by striking out lines 8, 9 and 10  
2 and inserting in lieu thereof the following:

3 “(1) A strip of land not exceeding two hundred and twenty (220) feet  
4 wide located in the fractional suotheast quarter (S.E.¼) of Section Thirty-  
5 one (31), Town Eight (8) North, Range Eight (8) East of the Fourth (4th)  
6 Principal Meridian, and which after a survey, shall have been made, shall be  
7 selected by the said Tuscarora Drainage and Levee District with the consent  
8 of the Director of the Department of Public Works, so as to serve best the  
9 purpose of constructing a levee thereon.”

AMENDMENT NO. 2.

Amend Section 1, line twenty-one, by inserting after the word “contain-  
2 ing” the word “approximately.”

AMENDMENT NO. 3.

Amend Section 1, line twenty-three by substituting for the word “road”  
2 the word “rod”.

AMENDMENT NO. 4.

Amend Section 1, line thirty-two, by substituting for the word “thereof”  
2 the words “of said quarter section.”

## AMENDMENT NO. 5.

Amend Section 2, line four after the word "purpose" by striking out the  
2 period and inserting in lieu thereof a semicolon and the words:

3       "*Provided* that when the said drainage district is organized and the de-  
4 terminations of benefits and of damages to lands contained there in made, the  
5 land belonging to the State of Illinois therein shall be credited with damages  
6 for rights of way granted by this Act in like manner as lands in private own-  
7 ership shall be credited with damages for rights of way."



- 1 Introduced by Mr. LaPorte, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act to make an appropriation to the Department of Public Works and Buildings to pay the State's proportionate share of special assessments for the Tuscarora drainage and levee district in Peoria County, Illinois.

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WHEREAS, The Tusarora drainage and levee district is shortly to be organized for drainage and levee purposes in Peoria County, Illinois, and the limits of this district will be extended to include certain land belonging to the State of Illinois, if the State will pay its proportionate share of assessments as determined by the benefits received by the State property; and,

WHEREAS, The State of Illinois desires to have its land included within the proposed district and improved and benefited by the ditches and levees to be constructed by the proposed district; and,

WHEREAS, The State of Illinois is willing to bear its proportionate share of the expense of this work but not to exceed the benefit which will accrue to the land belonging to the State, when the proposed district is legally organized and assessments are properly due and payable; now, therefore,



13 *Be it enacted by the People of the State of Illinois, represented in the General*  
14 *Assembly:*

SECTION 1. There is appropriated to the Department of Public Works and  
2 Buildings the sum of twenty-one thousand dollars (\$21,000) or so much thereof  
3 as may be necessary to pay the State's proportionate share of special assess-  
4 ments for the construction of the ditches and levees of the Tuscarora drainage  
5 and levee district of Peoria County, Illinois, (as determined by the benefits  
6 which will accrue to the land belonging to the State) when the said district has  
7 been legally organized and said assessments are properly due and payable.

Sec. 2. This appropriation is made subject to the provisions of "An Act  
2 in relation to State finance," approved June 10, 1919, in force July 1, 1919.

- 1 Introduced by Mr. Lyon, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

## A BILL

For an Act in relation to general libel, to define and prohibit the same, to provide for the punishment thereof and providing what shall and what shall not be a defense.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That a general libel is a malicious defama-  
3 tion, expressed by printing, or signs or pictures, or writing, or the like, tending  
4 to impeach the honesty, integrity, virtue, reputation, character or patriotism of  
5 the people of any religious denomination or sect, thereby exposing them to public  
6 hatred, contempt, ridicule, prejudice or disfavor.

Sec. 2. Every person who shall write, or cause to be written, publish, or  
2 cause to be published, distribute, or cause to be distributed, any such libel shall,  
3 upon conviction, be fined not exceeding one thousand dollars and confined in the  
4 county jail not exceeding one year.

Sec. 3. Every person who, as a director, officer or agent of a corporation,  
2 shall violate the provisions of Section 2 of this Act, or who, as such director,

3 officer or agent shall knowingly permit or allow the violation of the provisions of  
4 said Section 2, shall be punished as therein provided.

Sec. 4. It shall not be a defense to a prosecution for any of the acts pro-  
2 hibited in the foregoing sections that any part of such act or acts shall have  
3 been committed outside this State, and the offense shall, in such case, be deemed  
4 and alleged to have been committed and the offender tried and punished in any  
5 county in which such general libel was distributed.

Sec. 5. In all prosecutions for general libel, the truth, when published with  
2 good motives and for justifiable ends, shall be a sufficient defense.



1 Adopted May 11, 1921.

AMENDMENT NO. 1.

Amend printed House Bill No. 208, by amending the title to read as follows:

**“A BILL**

For an Act to add Sections 179a, 179b, 179c, 179d and 179e, to Division I of “An Act to revise the law in relation to criminal jurisprudence,” approved March 27, 1874, in force July 1, 1874, as amended.”

AMENDMENT NO. 2.

Amend printed House Bill No. 208, on page 1, by striking all of Section 1 after the colon following the word “assembly” and inserting in lieu thereof the following:

“Sections 179a, 179b, 179c, 179d and 179e are added to Division I of ‘An Act to revise the law in relation to criminal jurisprudence,’ approved March 27, 1874, in force July 1, 1874, as amended, the added sections to read as follows:”

AMENDMENT NO. 3.

Amend printed House Bill No. 208, on pages 1 and 2, by striking all of Sections 2, 3, 4 and 5 and inserting in lieu thereof the following:

“Sec. 179a. A general libel is a malicious defamation, expressed by printing, or signs or pictures, or writing, or the like tending to impeach the honesty,

3 integrity, virtue, reputation, character or patriotism of the people of any relig-  
4 ious denomination or sect, or of any race or nationality, thereby exposing them  
5 to public hatred, contempt, ridicule, prejudice or disfavor.

Sec. 179b. Every person who shall write, or cause to be written, publish,  
2 or cause to be published, distribute, or cause to be distributed, any such libel,  
3 shall, upon conviction, be fined not exceeding one thousand dollars and confined  
4 to the county jail not exceeding one year.

Sec. 179c. Every person who, as a director, officer or agent of a corpora-  
2 tion, shall violate the provisions of Section 179b of this Act, or who, as such di-  
3 rector, officer or agent shall knowingly permit or allow the violation of the pro-  
4 visions of said Section 179b, shall be punished as therein provided.

Sec. 179d. It shall not be a defense to a prosecution for any of the acts  
2 prohibited in the foregoing sections that any part of such act or acts shall have  
3 been committed outside this State, and the offense shall, in such case, be deemed  
4 and alleged to have been committed and the offender tried and punished in any  
5 county in which such general libel was distributed.

Sec. 179e. In all prosecutions for a general libel, the truth, when pub-  
2 lished with good motives and for justifiable ends, shall be a sufficient defense."





1 Offered by Committee on Judiciary, June 15, 1921.

2 Ordered printed.

AMENDMENTS TO PRINTED HOUSE BILL NO. 208 IN SENATE

AMENDMENT NO. 1.

Amend printed House Bill No. 208 in Senate by inserting in line 1, Sec.

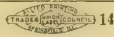
2 179a, after the words "in a" the word "continuous".

AMENDMENT NO. 2.

Amend printed House Bill No. 208 in Senate by striking out in line 4, sec-

2 tion 179a, the words "or of any race or nationality."





- 1 Introduced by Mr. McMackin, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act to authorize the purchase of a site for, and the erection of, an armory at Salem, Illinois, for the use of the military forces of the State of Illinois, and making an appropriation therefor.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* The Department of Public Works and Buildings shall select a suitable site for the erection of an armory at Salem, Illinois, for the use of the military forces of the State of Illinois. Title to the site so selected shall be taken in the name of the State of Illinois and the deed or deeds thereto shall be filed in the office of the Secretary of State.

Sec. 2. After the title to the site so selected has been acquired, as provided in this Act, it shall be the duty of the Department of Public Works and Buildings to cause an armory to be erected or constructed thereon.

Sec. 3. The sum of one hundred thousand dollars (\$100,000) is hereby appropriated to the Department of Public Works and Buildings for the purpose of carrying out the provisions of this Act.

Sec. 4. The appropriation made herein shall be made subject to all the  
2 provisions of an Act entitled, "An Act in relation to State finance," approved  
3 June 10, 1919, in force July 1, 1919.



- 1 Introduced by Mr. Remus, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to add Section 35a to Division I of "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 35a is added to Division I of "An  
3 Act to revise the law in relation to criminal jurisprudence," approved March  
4 27, 1874, in force July 1, 1874, as amended, the added section to read as follows:

Sec. 35a. Whoever directly or indirectly gives, or offers to give, money or  
2 any other thing of value to any employe or servant of another with intent to  
3 induce such employe or servant to neglect any duty owed his employer or  
4 master, or to perform any such duty in any manner other than would be re-  
5 quired in a diligent and faithful performance of the same, shall be fined not  
6 less than twenty-five dollars (\$25.00) nor more than five hundred dollars  
7 (\$500.00), or imprisoned in the county jail for a period of not exceeding six  
8 months, or both.



9       Any employe or servant who accepts money or any other thing of value, or  
10 who solicits the same, with any promise, suggestion, understanding or agree-  
11 ment that he will therefor neglect any duty owed his employer or master, or  
12 will perform any such duty in any manner other than would be required in a  
13 diligent and faithful performance of the same, shall be fined not less than twenty-  
14 five dollars (\$25.00) nor more than five hundred dollars (\$500.00) or imprisoned  
15 in the county jail for a period not exceeding six month, or both.



- 1 Introduced by Mr. Stubbles, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on License and Mis-  
cellany.

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## A BILL

For an Act to add Section 5a to “An Act to provide for the licensing of plumbers, and to provide for the supervision and inspection of plumbing and providing penalties for the violation thereof, and to repeal an Act entitled, ‘An Act to provide for the licensing of plumbers and to supervise and inspect plumbing,’ approved June 10, 1897, in force July 1, 1897, and all amendments thereto and all acts and parts of acts inconsistent herewith,” filed June 29, 1917, in force July 1, 1917.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 5a is added to “An Act to pro-  
3 vide for the licensing of plumbers, and to provide for the supervision and in-  
4 spection of plumbing and providing penalties for the violation thereof, and to  
5 repeal an Act entitled, ‘An Act to provide for the licensing of plumbers and to  
6 supervise and inspect plumbing,’ approved June 10, 1897, in force July 1, 1897,  
7 and all amendments thereto and all acts and parts of acts inconsistent here-  
8 with,” filed June 29, 1917, in force July 1, 1917, said section to read as follows:

Séc. 5a. *In each city, town or village having a population of 10,000 or over,  
2 there shall be an inspector of plumbing; and in each city, town or village having  
3 a population of 50,000 or over, there shall be one or more assistant inspectors  
4 of plumbing. Such inspectors and assistant inspectors of plumbing shall be  
5 appointed by the mayor by and with the advice and consent of the council or  
6 board of trustees, and shall serve for such term and receive such compensation,  
7 as the council or board of trustees may by ordinance prescribe.*



- 1 Introduced by Mr. West, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Elections.

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## A BILL

For an Act to amend Section 43 of "An Act to provide for the holding of primary elections by political parties," approved March 9, 1910, in force July 1, 1910, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 43 of "An Act to provide for the holding of primary elections by political parties," approved March 9, 1910, in force July 1, 1910, as amended, is amended to read as follows:

Sec. 43. Every person having resided in this State one year, in the county ninety days, and in the precinct thirty days next preceding any primary therein, who was an elector in this State on the first day of April in the year of our Lord 1848, or obtained a certificate of naturalization before any court of record in this State prior to the first day of January, in the year of our Lord 1870, or who shall be a citizen of the United States above the age of twenty-one years, shall be entitled to vote at such primary.

8       The following regulations shall be applicable to primaries:

9   No person shall be entitled to vote at a primary:

10       (a) Unless he declares his party affiliations as required by this Act;

11       (b) Who shall have signed the petition for nomination of any party with  
12 whom he does not affiliate, when such candidate is to be voted for at the pri-  
13 mary;

14       (c) Who shall have signed the nominating papers of any independent can-  
15 didate for any office for which office candidates for nomination are to be voted  
16 for at such primary; or ,

17       (d) If he shall have voted at a primary held under this Act of another po-  
18 litical party within a period of two years next preceding such primary. *Provided*,  
19 participation by a primary elector in a primary of a political party which, under  
20 the provisions of Section 2 of this Act, is a political party within a city only and  
21 entitled hereunder to make nominations of candidates for city offices only, and  
22 for no other office or offices, shall not disqualify such primary elector from par-  
23 ticipating in other primaries of his party: *And, provided*, that no qualified  
24 voter shall be precluded from participating in the primary of any purely city,  
25 village or town political party under the provisions of Section 2 of this Act, by  
26 reason of such voter having voted within two years at the primary of another  
27 political party.

28       In cities having a Board of Election Commissioners, the following additional  
29 regulations shall be applicable:

30       In such cities only voters, registered as herein provided, shall be entitled to  
31 vote at such primary. The registration books prepared for and used at the elec-  
32 tion then next preceding shall be used for the primary, and any person therein  
33 registered shall be entitled to vote at the primary unless he shall have re-  
34 moved from the election precinct or become otherwise disqualified. In any such  
35 city having a population of less than 200,000, any person whose name does not  
36 appear on the registry books who is, or shall, at or before the primary, become  
37 a primary elector of the precinct in which he desires to vote, shall be entitled to



38 vote at such primary by filing, or causing to be filed with the Board of Election  
39 Commissioners, twenty days prior to a primary, an affidavit, or affirmation, spec-  
40 ifying the facts showing that on the date of such primary he will be a legally  
41 qualified primary elector in the precinct in which he desires to vote.

42 Such affidavit, or affirmation for registration, shall state the name of the ap-  
43 plicant, the place and date of his nativity, the term of his residence at his then  
44 present address, in the precinct, county, State and United States, the fact of his  
45 naturalization, if the applicant is a naturalized citizen, specifying the court, if  
46 known, or if not known, the city in which the court was held where such citizen  
47 was naturalized, and the residence when last registered, if the applicant was pre-  
48 viously registered. It shall be the duty of the Board of Election Commissioners  
49 to prepare proper forms of such affidavit, or affirmation.

50 Upon the filing of such affidavit or affirmation, the Board of Election Com-  
51 missioners shall place the name of such primary elector in the original registra-  
52 tion books for the proper precinct, specifying the precinct from which he is  
53 transferred, if previously registered in another precinct, and shall also make a  
54 minute opposite his name in the original registration books of the precinct from  
55 which he removed, showing the precinct to which his name is transferred, or, as  
56 the case may be, shall add the name of such primary elector to the  
57 original registration books for the proper precinct and the reason of  
58 the registration thereof.

59 At least five days prior to the date of the primary, the Board of Election  
60 Commissioners shall cause to be posted at each polling place in each precinct,  
61 in a book substantially in a form now used for "Verification lists," under the  
62 general election laws of this State, the name and address of each primary elector  
63 who has been registered for the primary by having filed an affidavit, or affirma-  
64 tion, as above set forth.

65 In any such city having a population of 200,000 or more, and in any incor-  
66 porated town, under the jurisdiction of such Board of Election Commissioners  
67 the said registration books shall be revised three weeks preceding such prima-

ries under the direction of said Board of Election Commissioners in the same manner as is now provided by law for intermediate registration in cities having Boards of Election Commissioners, *provided*, that when an intermediate registration and revision is now provided for by law to be held within thirty days prior to such primary election then such intermediate registration and revisions shall be the registration and revision for such primary election.

Any primary elector of a precinct may, on the eleventh and twelfth days immediately preceding the primary, file with the Board of Election Commissioners an application, signed and sworn to by him, requesting the name of a person registered on the registration books as herein provided, shall be erased therefrom, for the reason that such person so registered is not, or will not on or before the day of the primary, be a legal primary elector of the precinct, which application shall be in substance, in the words and figures following:

“I, ....., do hereby solemnly swear (or affirm) that I am informed and believe that..... is not a qualified voter in the.....precinct of the..... ward of the city (village or town) of.....and that said.....will not be a qualified voter of such precinct and ward on the.....day of....., A. D....., and hence ask that his name be erased from the registers of such precinct.”

Notice of such application with a demand to appear and show cause why such name should not be erased, shall thereupon be given to such person by the Board of Election Commissioners. Such notice shall be served upon such person personally, or left at the place of residence named in such registration books, and a copy thereof shall be sent by mail, postage prepaid, at least two days before the day fixed, to show cause, addressed to the person whose right to vote is challenged, at the address given in such registration books. In case personal service cannot be had, the return of the Board of Election Commissioners shall so state and the reason therefor.

97 On Monday, Tuesday and Wednesday next preceding the primary, the  
 98 Board of Election Commissioners shall sit to hear such application by wards and  
 99 precincts in the numerical order. At the request of either party, subpoenas  
 100 shall be issued, and witnesses may be sworn and heard upon such hearing.  
 101 Each person appearing in response to an application to erase a name shall sub-  
 102 scribe and swear to an answer in the presence of a member of the Board of Elec-  
 103 tion Commissioners, substantially in the following form:

104 "I, ....., do solemnly swear that I am a citizen  
 105 of the United States; that I have resided in the State of Illinois since the.....  
 106 day of....., A. D....., and in the county of.....,  
 107 said State, since the.....day of....., A. D....., and in  
 108 the.....precinct of the.....ward, in the city of.....,  
 109 said county and State, since the.....day of....., A. D.....;  
 110 and that I am.....years of age; that I am the identical person registered in  
 111 said precinct for the primary under the name I subscribe hereto."

112 Such answer shall be filed with the Board of Election Commissioners.

113 The decision on each application shall be announced at once after hearing,  
 114 and where such application is allowed, such name shall be erased forthwith.

115- The county court of the county in which such city is situated shall on Fri-  
 116 day and Saturday of the week prior to the week in which such primary is to be  
 117 held, especially sit to hear such application as may be made to it by persons  
 118 whose names have been stricken from the registry list as above provided. Such  
 119 application shall be sworn to and shall state that the Board of Election Commis-  
 120 sioners has stricken such name from the registry list. Such application shall be  
 121 heard summarily and evidence may be introduced for or against such applica-  
 122 tion. Each case shall be decided at once on hearing, and the clerk of the court  
 123 shall make a minute of the disposition of each application. A copy of such  
 124 minute shall at once be given to such Board of Election Commissioners, and, when  
 125 such minute indicates that the name of the applicant shall be restored to the  
 126 registry, the Board of Election Commissioners shall forthwith cause such name

127 to be placed upon the appropriate register, and indicate that it was entered by  
128 order of court.

129 In case such county court shall refuse such application, an order shall be  
130 entered accordingly on the Monday following the session of the court held for  
131 the purpose aforesaid, and any person desiring to appeal from the said order  
132 may appeal to the Supreme Court of the State, if the application be made  
133 therefor within five days after the entry of said court, and such appeal shall be  
134 allowed on the giving of an appeal bond in the penalty of \$250.00, conditioned to  
135 pay the expenses of such appeal. The time for filing such appeal bond and  
136 certificate of evidence shall be fixed by the court, and upon presentation to the  
137 court of a certificate containing the evidence heard at such hearing, within the  
139 time fixed by the court, the court shall sign the same, and thereupon the same  
139 shall become part of the record in said cause.

140 The original registration books, revised as herein provided, shall constitute  
141 the primary registration.





1 Adopted March 23, 1921.

AMENDMENT NO. 1.

Amend House Bill No. 212, in line 110, of the printed bill, by inserting  
2 in the blank space the word "twenty-one."

AMENDMENT NO. 2.

Amend House Bill No. 212, as printed in the House, on page 2, line 11, by  
2 inserting after the word "nomination" the words "of a candidate" and by  
3 striking out in line 12, page 2, the word "whom" and inserting in lieu thereof,  
4 the word "which."

AMENDMENT NO. 3.

Amend the title of printed House Bill No. 212, by inserting after the word  
2 "amended," the following words and figures, "and to add Sections 36a and 47a  
3 thereto.

AMENDMENT NO. 4.

Amend printed House Bill No. 212, on page 6 after line 141 by adding the  
2 following two sections:

"Sec. 36a. Ballots for female electors, in each precinct or district, for  
2 each political party, shall be the same as ballots for male electors of the same  
3 political party therein.

Sec. 47a. Ballots cast by female electors shall be placed in the same bal-  
2 lot boxes in which ballots cast by male electors are placed."







- 1 Introduced by Mr. West, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Elections.

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## A BILL

For an Act to repeal "An Act to entitle women to vote at any election held for the purpose of choosing any officer under the general or special school laws of this State," approved June 19, 1891, in force July 1, 1891.

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SECTION 1. *Be it enacted by the People of the State of Illinois*  
2 *represented in the General Assembly:* "An Act to entitle women to vote at any  
3 election held for the purpose of choosing any officer under the general or special  
4 school laws of this State," approved June 19, 1891, in force July 1, 1891, is  
5 repealed.





1 Introduced by Mr. Williston, February 23, 1921.

2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to add Sections 168, 168a, 168b and 168c to Division 1, of "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended, and to repeal an Act herein named.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 168, 168a, 168b and 168c are  
3 added to Division 1 of "An Act to revise the law in relation to criminal juris-  
4 prudence," approved March 27, 1874, in force July 1, 1874, as amended, the  
5 added sections to read as follows:

Sec. 168. Every person convicted of larceny, if the property stolen exceeds  
2 the value of *two hundred* dollars, shall be imprisoned in the penitentiary not  
3 less than one, nor more than ten years; if the property stolen is of the value of  
4 *two hundred dollars*, the person convicted shall be confined in the county jail, or  
5 sentenced to labor in the work-house of the county, city or town, where the con-  
6 viction is had, or on the streets and alleys of the city, or on the public roads in  
7 the county, or to such labor under the direction of the sheriff as the county

8 board may provide for, not exceeding one year, and fined not exceeding one  
9 hundred dollars.

Sec. 168a. Any person convicted in any court of record of any misde-  
2 meanor under the criminal code of this State the punishment of which in whole  
3 or in part now is, or hereafter may be imprisonment in the county jail, the  
4 Court in which such conviction is had, may in its discretion, instead of com-  
5 mitting to jail, sentence such person to labor in the work-house of any city,  
6 town or county, where the conviction is had, or on the streets and alleys of any  
7 city, town or on the public roads of the county, under any street commissioner,  
8 city marshal, or person having charge of the work-house, streets, or public roads  
9 of such city, town or county, or to such labor under the direction of the sheriff  
10 as the county board may provide for.

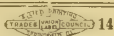
Sec. 168b. Any person convicted of petit larceny, or any misdemeanor  
2 punishable under the laws of this State, in whole, or in part, by fine may be  
3 required by the order of the Court of Record, in which the conviction is had,  
4 to work out such fine and all costs, in the work-house of the city, town or  
5 county, or in the streets and alleys of any city or town, or on the public roads  
6 in the county, under the proper person in charge of such work-house, streets,  
7 alleys or public roads, at the rate of one dollar and fifty one hundreth dollars  
8 (\$1.50) per day for each days work.

Sec. 168c. Any keeper of a work-house, street commissioner, city marshal,  
2 or supervisor of roads, or person in whose keeping such convicted person shall  
3 be placed, may provide for the safe keeping of such person. during the time such  
4 person may be in his charge, by providing balls and chains, and attaching them  
5 to such person at any time, and may, if deemed necessary to prevent the escape  
6 of such prisoner, confine him in the county jail during the night, and at any other  
7 time such prisoner cannot be kept at work.



Sec. 2. "An Act to amend the criminal code to change the punishment of  
2 persons convicted of the crime of petit larceny and misdemeanors, and to repeal  
3 an Act entitled, "An Act to amend Section 168 of an Act entitled, 'An Act to  
4 revise the law in relation to criminal jurisprudence,' approved March 27, 1874,  
5 approved April 10, 1877, and in force July 1, 1877," approved May 28, 1879,  
6 in force July 1, 1879, is repealed.





- 1 Introduced by Mr. Williston, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 43 of the "Motor Vehicle Law," approved June 30, 1919, in force January 1, 1920, and to add Sections 43a and 43b thereto.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 43 of the "Motor Vehicle Law,"  
3 approved June 30, 1919, in force January 1, 1920, is amended and Sections 43a  
4 and 43b added thereto, the amended and added sections to read as follows:

Sec. 43. Any person wilfully violating the provisions of this Act shall,  
2 except as otherwise provided herein, upon conviction, be fined in a sum not to  
3 exceed the amount hereinafter set forth.

4 For the violation of Sections 8, 14, 16, 17, 18, 19, 20, 21, 27, 28 and 40, or  
5 any of them, twenty-five dollars.

6 For a violation of Section 22, two hundred dollars (\$200.00).

7 For the violation of any section or provisions for which no specific penalty  
8 is provided, one hundred dollars (\$100.00).

9       *Provided*, that any offender who shall have been found guilty of a violation  
10 of any section of this Act and fined therefor, and who shall thereafter be con-  
11 victed of a second violation of such section, may be fined in a sum not exceed-  
12 ing double the penalty herein provided for a first offense. Any person who,  
13 having once been convicted of a failure to comply with the provisions of this  
14 Act requiring a registration of motor vehicles or motor bicycles or the exam-  
15 ination and licensing of chauffeurs shall fail or refuse to comply with said pro-  
16 visions, shall be deemed guilty of a misdemeanor, and on conviction may be  
17 fined in a sum not to exceed two hundred dollars, or imprisoned in the county  
18 jail for a period not exceeding thirty (30) days, or both, in the discretion of the  
19 court. All fines imposed for violation of any of the provisions of this Act shall  
20 be paid to the treasurer of the highway commissioners of the township or road  
21 district in which the offense is committed by the justice of the peace, clerk of  
22 the court, or other officer to whom the amount of such fines shall be by law re-  
23 quired to be paid by the constable, bailiff, sheriff, or other officer named in any  
24 execution, issued for the collection of the same, and all money so received by  
25 the treasurer of the highway commissioners, shall be used in repairing and im-  
26 proving the roads within such township or road district. And it shall be the  
27 duty of the Department of Public Works and Buildings, Chief Highway Engi-  
28 neer, county superintendent of highways and commissioners of highways to  
29 seasonably prosecute for all fines and penalties under this Act: *Provided, how-*  
30 *ever*, that whenever any such violation shall occur within the limits of any city,  
31 village or incorporated town, or within the jurisdiction of any board of park  
32 commissioners, wherein no commissioners of highways exist or have jurisdiction,  
33 in such case all fines imposed for the violation of any of the provisions of this  
34 Act shall be paid to the treasurer of such city, village, or incorporated town or to  
35 the park commissioners within whose jurisdiction the offense is committed by the  
36 justice of the peace, clerk of the court, or other officer to whom the amount of  
37 such fines shall be by law required to be paid by the constable, bailiff, sheriff,  
38 or other officer named in any execution issued for the collection of the same, and

39 all money so received by the treasurer of such city, village or incorporated town,  
40 or park commissioners, shall be used in repairing and improving the roads or  
41 streets within such city, village, incorporated town or park; and in such cases it  
42 shall be the duty of the police officers and officials of cities, villages, incorpor-  
43 ated towns and parks to prosecute for all fines and penalties under this Act.  
44 The Secretary of State, for the purpose of more effectively carrying out the pro-  
45 visions of this Act is hereby authorized and empowered to appoint special repre-  
46 sentatives to act as automobile and motor bicycle investigators, in such numbers  
47 and for such localities as he may deem advisable said investigators to serve  
48 without compensation.

Sec. 43a. *If any person has been found guilty of a violation of any provi-*  
2 *sion of this Act and fined or imprisoned for such violation and is, within one*  
3 *year thereafter, convicted of a second violation of this Act and fined or im-*  
4 *prisoned therefor, the Secretary of State shall revoke the certificate of registra-*  
5 *tion or license issued to such person, and shall not issue another certificate of*  
6 *registration or license to such person for the period of six months.*

7 *It shall be the duty of all clerks of courts and of all judges or justices of*  
8 *courts not having a clerk to certify to the Secretary of State a report of every*  
9 *conviction of persons convicted of violation of any provision of this Act.*

Sec. 43b. *Any person whose certificate of registration or license has been*  
2 *revoked under Section 43a of the Act and who shall drive or operate a motor*  
3 *vehicle within this State, within a period of six months after such certificate or*  
4 *license has been revoked shall be guilty of a misdemeanor and on conviction may*  
5 *be fined in a sum not to exceed two hundred dollars (\$200.00) or imprisoned in*  
6 *the county jail for a period not exceeding thirty (30) days, or both.*







- 1 Introduced by Mr. Lyman, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on Farm Drainage.

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## A BILL

For an Act to amend Sections 44, 58 and 59 of an Act entitled, "An Act to provide for the construction, reparation and protection of drains, ditches and levees across the lands of others for agricultural, sanitary and mining purposes, and to provide for the organization of drainage districts," approved and in force May 29, 1879, and the Acts amendatory thereto.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Sections 44, 48 and 59 of an Act  
3 entitled, "An Act to provide for the construction, reparation and protection of  
4 drains, ditches and levees across the lands of others for agricultural, sanitary  
5 and mining purposes, and to provide for the organization of drainage districts,"  
6 approved and in force May 29, 1879, and the Acts amendatory thereto be amended  
7 and the same are hereby amended to read as follows:

Sec. 44. At any time before the contract shall have been made for the con-  
2 struction of any drain, ditch, levee or other work provided for in the report of

3 the commissioners, or the order of the court made in pursuance thereof, which  
4 is sought to be abandoned, as hereinafter provided, upon petition of the majority  
5 of the adult land owners of the district representing one-third of its area, the  
6 county court may, if upon due inquiry it shall be satisfied that justice towards  
7 all the land owners of said district requires it, direct the commissioners to  
8 abandon any drain, ditch, levee or other work, or any part thereof, mentioned in  
9 such report or order. Upon the filing of any such petition it shall be set down  
10 for hearing by the court, and notices of the filing of such petition, and of the  
11 general nature of the relief sought by the petitioners, shall be given by the clerk  
12 of the court in which such petition is filed for the length of time and in the  
13 manner (so far as applicable to the nature of the proceedings) required by Sec-  
14 tion three (3) of the Act to which this is an amendment. The court may, for good  
15 cause, after the proof of notice as aforesaid, continue the hearing of such applica-  
16 tion from time to time, and any person or persons interested may appear and  
17 resist such application; and the court, after a full hearing of all material facts  
18 pertaining thereto may make such order in the premises as shall appear to the  
19 court to be just. If the court shall determine that any portion of the proposed  
20 work shall be abandoned, it shall ascertain to what extent the cost of such pro-  
21 posed work shall be diminished thereby; and if the assessments for benefits shall  
22 have been made, such portions of said assessment shall be abated in such uni-  
23 form proportion as such change of plans shall render unnecessary for the com-  
24 pletion of such works according to such modified or altered plans and if any  
25 lands shall have been assessed by the commissioners which, on account of such  
26 change of plans, will be wholly deprived of the benefits contemplated in the  
27 original plans, the court shall order that the entire assessments against such  
28 lands be abated. If such order shall be made after the assessments, shall have  
29 been collected, the court shall order such proportion of said assessments as may  
30 be abated to be refunded to the persons who may have paid the same or their  
31 lawful representatives, and for non-compliance with such order, the commis-  
32 sioners and the treasurer of said district, respectively, and their sureties shall be

33 liable upon their respective bonds. And the court may make any other or further  
34 order in pursuance of the objects of this section of this Act, as justice to all  
35 persons whose interests may be affected by it may require.

Sec. 58. Any land lying outside of the drainage district as organized, the  
2 owner or owners of which shall thereafter make connection with the main ditch  
3 or drain or with any ditch or drain within the district as organized or whose lands  
4 are or will be benefited by the work of such district, shall be deemed to have  
5 made voluntary application to be included in such drainage district; and there-  
6 upon the commissioners shall make complaint in writing, setting forth a descrip-  
7 tion of such land or lands benefited, and amount of benefits; the name of the  
8 owner or owners thereof, also a description of the drain or ditch making connec-  
9 tion with the ditches of such district, as near as may be; and file said complaint  
10 in the county court or before a justice of the peace. The court or justice of the  
11 peace shall fix a day, not less than fifteen days from such filing, when he will  
12 hear such complaint, and thereupon the commissioners shall give ten days'  
13 notice thereof in writing; said notice shall embrace a copy of such complaint, and  
14 service thereof shall be by reading or delivering a copy thereof to such owner or  
15 owners, or by either publishing a copy of said petition or posting copies thereof  
16 within the territory sought to be annexed in the same manner as provided by  
17 Section 3 of said Act; and affidavit of such service shall be evidence thereof. At  
18 the time fixed, or at a time continued from such time fixed, the court or justice of  
19 the peace, shall hear said cause, and if the complaint is before a justice of the  
20 peace, and judgment is rendered in favor of said district, he shall record a copy  
21 of said complaint, and service of notice thereof together with his judgment  
22 thereon upon his docket, and if the district was organized before the county  
23 court, he shall transmit a certified copy of such complaint and judgment to the  
24 clerk of such court who shall file and record the same, or if the complaint was  
25 heard by the county court, in which such district was organized and judgment  
26 given in favor of said district, a record of such judgment giving a description of  
27 such lands annexed shall be made, and such lands described in the complaint in



28 either case, shall be deemed a part of such district and shall be assessed as other  
 29 lands therein. The assessments of benefits against such lands so added to said  
 30 district may be made at any time the commissioners may deem proper; and the  
 31 assessment roll thereof shall be filed and recorded and proceedings thereon had  
 32 as in other cases; or such lands may be assessed when all lands throughout the  
 33 district are assessed: *Provided, that* when the lands so added lie in another  
 34 county from which the said district was organized and have the effect of changing  
 35 the acreage so that the county in which said district was organized contains no  
 36 longer a majority of the acreage of said district or a majority of the land owners  
 37 of said district, then all proceedings thereafter had pertaining to said district  
 38 shall be in the county in which the majority of the acreage and a majority of the  
 39 owners of the lands of said district is situated. And the county clerk of the  
 40 county in which said district was organized, or which prior to said annexation  
 41 contained a majority of the acreage, shall transmit to the county clerk of the  
 42 county in which a majority of the acreage and a majority of the owners of the  
 43 lands in said district is situated, a copy of the order organizing said district, a  
 44 copy of all assessments for benefits and damages confirmed by the court and a  
 45 copy of such other records as may be designated by the court in which the  
 46 majority of the acreage lies.

Sec. 59. If, after an assessment of lands throughout the district has been  
 2 made for the purpose of constructing drains or ditches, or enlarging or repair-  
 3 ing the main drains or ditches of said district, according to the profiles, plans  
 4 and specifications of the commissioners, as reported and confirmed, there remain  
 5 lands in particular localities in any original district which are in need of more  
 6 minute and complete drainage, and it shall appear to the commissioners that, in  
 7 their judgment, additional ditches, drains, outlets, levees, pumping plants, or  
 8 other work are needed in order to afford more complete drainage, they may  
 9 prepare a special report as hereinafter provided and file the same and organize  
 10 a sub-district, in the manner hereinafter set forth without the necessity of a peti-  
 11 tion of the land owners therefor, and in all cases where, upon written application  
 12 to the commissioners signed by a majority in number of the adult land owners



13 in such locality owning in the aggregate more than one-third of the land affected,  
14 or by the adult land owners of a major part of the land in such locality who  
15 constitute one-third or more of the owners of the land affected, it shall appear  
16 that additional ditches, drains, outlets, levees, pumping plants or other work are  
17 necessary in order to afford more complete drainage to such locality, it shall be  
18 the duty of such commissioners to examine such lands, and lay off and make  
19 plans, profiles and specifications of such additional work, and an estimate of the  
20 cost of the same and make a special report thereof, which special report whether  
21 filed on petition of the land owners or not, shall describe all of the lands which  
22 will be either benefited or damaged by such additional work, together with the  
23 names of the owners, when known; and said commissioners may use any money  
24 in their hands not otherwise appropriated to pay the necessary expenses of pre-  
25 paring said special report: *Provided*, said sum to be expended shall in no case  
26 exceed the sum of \$500.00; the special report when prepared by the commis-  
27 sioners shall be filed with the clerk of the county court, and the commissioners  
28 shall give to all persons whose lands will be either benefited or damaged, whether  
29 they signed an application for additional work or not, three weeks' notice of the  
30 filing and hearing of such report in the manner required by Section three (3) of  
31 this Act; said notice shall state that the commissioners will appear before the  
32 county court at a day mentioned in said notice, and ask said court for a confirma-  
33 tion of such special report; and upon said hearing the court shall pass upon said  
34 report and may permit the same to be amended, and if said report is confirmed  
35 and approved by the court, a special assessment of benefits and damages shall be  
36 made upon all the lands benefited or damaged by the proposed work, in the  
37 manner provided for the making of the original assessments of the benefits and  
38 damages by this Act; and like proceedings shall be had thereon as in other cases  
39 and assessments of benefits and damages provided by this Act; and said com-  
40 missioners shall have the power to cause to be made additional assessment of  
41 benefits and damages for the same purposes and with like proceedings as in  
42 cases of additional assessment of benefits and damages made for original dis-

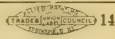
43 tricts under this Act; and the said commissioners may cause to be levied an  
44 assessment of annual benefits in said sub-district in the same manner as annual  
45 benefits are levied in original districts under this Act: *Provided*, that if said  
46 sub-district does not own or operate a pumping plant, such annual benefits shall  
47 not in any one year amount to more in the aggregate than a sum which would  
48 be produced by the levy of thirty cents per acre on all the lands within said sub-  
49 district.

50 The affidavit of any of the commissioners, or any other creditable person,  
51 of the posting and mailing thereof affixed to a copy of said notice shall be suffi-  
52 cient evidence of the posting and mailing of said notices, and the certificate of  
53 the publisher of the newspaper in which said notice was published shall be suffi-  
54 cient evidence of the publication of such notice.

55 Upon confirmation of said special report by the court, it shall be the duty of  
56 the court to declare all the lands found to be affected by the work proposed by  
57 said special report to be organized into a sub-district, and all assessments re-  
58 ceived and collected in such sub-district, for the work of such sub-districts, shall  
59 be kept as a separate fund belonging to such sub-district, and said commissioners  
60 shall have the power if necessary to issue bonds against any assessment or  
61 assessments in said sub-district in the same manner as bonds are issued in  
62 original districts.

63 The commissioners of the principal district shall be *ex-officio* commissioners  
64 of the sub-district.

65 Any lands lying outside of any sub-district as organized, the owner or  
66 owners of which shall hereafter make connections with any ditch or drain  
67 within any sub-district, or whose lands are or will be benefited by the work of  
68 such sub-district, shall be deemed to have made voluntary application to be  
69 included in such sub-district, and thereupon the commissioners shall make com-  
70 plaint as provided in Section 58 of this Act as to lands lying outside of a drain-  
71 age district as organized, and like proceedings shall be made thereon as in cases  
72 of complaints made under said Section 58.



- 1 Introduced by Mr. Krump, February 23, 1921.
- 2 Read by title, ordered printed and referred to Committee on License and Mis-  
cellany.

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## A BILL

For an Act to regulate the practice of Cosmetic Therapy.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Cosmetic Therapy is the systematic  
3 stroking, slapping, kneading, tapping or manipulation of the face, scalp, neck,  
4 shoulders, hands or feet, or the use of electricity on the face, scalp, neck, shoul-  
5 ders, hands or feet, or the removal, for cosmetic therapeutical purposes of warts,  
6 moles, growths or superfluous hair by means of the electric needle or high fre-  
7 quency currents.

Sec. 2. After the first day of January, 1922, it shall be unlawful for any  
2 person to practice, or attempt to practice Cosmetic Therapy, without a certifi-  
3 cate of registration as a registered cosmetician, issued by the Department of  
4 Registration and Education, pursuant to the provisions of the Civil Administra-  
5 tive Code of Illinois.

6 After the first day of January, 1922, it shall be unlawful for any person to  
7 serve, or attempt to serve as an apprentice under a registered cosmetician, with-  
8 out a Certificate of Registration as a Registered Apprentice, issued by the De-  
9 partment of Registration and Education, pursuant to the provisions of the Civil  
10 Administrative Code of Illinois.

11 No registered apprentice may independently practice cosmetic therapy. A  
12 registered apprentice, however, may, under the immediate personal supervision  
13 of a registered cosmetician, assist a registered cosmetician in the practice of  
14 Cosmetic Therapy.

Sec. 3. The following persons shall be exempt from the provisions of this  
2 Act:

3 (a) Persons authorized under the laws of this State so practice medicine  
4 and surgery;

5 (b) Commissioned surgical officers of the United States Army, Navy or  
6 Marine Hospital Service, when in the actual performance of their official duties.

7 Barbers and chiropodists, duly licensed or registered under the laws of this  
8 State, insofar as their usual and ordinary vocation or profession is concerned,  
9 shall be exempt from the provisions of this Act.

Sec. 4. A person is qualified to receive a certificate of registration as a  
2 registered cosmetician:

3 (a) Who is at least eighteen years of age;

4 (b) Who is of good moral character and temperate habits;

5 (c) Who has an education equivalent to the completion of the eighth grade  
6 of an approved graded public school;

7 (d) Who has graduated from a school of Cosmetic Therapy approved by the  
8 Department of Registration and Education; and

9 (e) Who has passed a satisfactory examination conducted by the Depart-  
10 ment of Registration and Education to determine his fitness to receive a certifi-  
11 cate of registration as a registered cosmetician.



12 A person is qualified to receive a certificate as a registered apprentice:

13 (a) Who is at least eighteen years of age;

14 (b) Who is of good moral character and temperate habits;

15 (c) Who has an education equivalent to the completion of the eighth grade  
16 of an approved graded public school; and

17 (d) Who has entered upon the study of cosmetic therapy under a cosme-  
18 tician registered under the laws of this State.

19 Proof of preliminary education shall be made as follows:

20 (a) By the certificate of the superintendent or principal of a graded school,  
21 or other equivalent, school, that the applicant has completed therein a course of  
22 study equivalent to the completion of the eighth grade of an approved graded  
23 public school; or

24 (b) By the certificate of the Superintendent of Public Instruction of this  
25 State, or of a like State officer of another State, province or country, that the  
26 applicant has satisfactorily passed an examination in studies equivalent to the  
27 studies pursued in the first eight grades of an approved graded public school.

28 No school of Cosmetic Therapy shall be approved by the Department of  
29 Registration and Education unless it has a minimum requirement of a course of  
30 study of seven hundred and twenty-five hours, distributed over one school term  
31 of four months. Such course of study shall include both lectures and mechan-  
32 ical application.

33 Time spent in the study of Cosmetic Therapy under a cosmetician registered  
34 or licensed under the laws of another State or territory of the United States, or  
35 of a foreign country or province, pursuant to the provisions of Section 10 of  
36 this Act, shall be credited upon the period of study required of this section.

37 Any person who, upon the first day of July, 1921, is a student in a school of  
38 Cosmetic Therapy, or is studying Cosmetic Therapy under a practicing cosme-  
39 tician, is exempt from the provisions of this section relating to preliminary edu-  
40 cation, and is also exempt from the provisions of this section relating to the



41 minimum requirements of a school of Cosmetic Therapy approved by the De-  
42 partment of Registration and Education.

Sec. 5. Any resident of this State, who, prior to the first day of January,  
2 1922, applies to the Department of Registration and Education, and proves  
3 either (a) that for one year immediately preceding the first day of July, 1921,  
4 he was continuously engaged at an established place of business in this State,  
5 in the practice of Cosmetic Therapy, or (b) that he had, prior to the first day of  
6 July, 1921, graduated from a school of Cosmetic Therapy, will be granted with-  
7 out examination, upon the payment of the required fee, a certificate of registra-  
8 tion as a registered cosmetician.

9 Any person, who prior to the first day of January, 1922, applies to the De-  
10 partment of Registration and Education and proves that immediately prior to  
11 the date of his application he was studying cosmetic therapy under a cosmetician  
12 in this State, shall be granted a certificate of registration as a registered appren-  
13 tice, and shall be credited with the time thus spent in the study of Cosmetic  
14 Therapy.

Sec. 6. Whenever the provisions of this act have been complied with by  
2 any person, the Department of Registration and Education shall issue to such  
3 person a certificate of registration as a registered cosmetician, or a Certificate  
4 of Registration as a Registered Apprentice, as the case may be. All certificates  
5 of registration shall be issued in the name of the Department of Registration and  
6 Education with the seal of the Department attached.

7 Every holder of a certificate of registration shall display it in a conspicuous  
8 place in his principal office, or place of business or employment.

Sec. 7. Every person who desires to obtain a certificate of registration shall  
2 apply therefor to the Department of Registration and Education in writing, on  
3 blanks prepared and furnished by the Department. Each application shall con-

tain proof of the particular qualifications required of the applicant, shall be verified by the applicant under oath, and shall be accompanied by the required fee.

The Department of Registration and Education shall hold examinations of applicants for certificates of registration as registered cosmeticians at such times and places as it may determine. Such examinations may include both practical demonstrations and written and oral tests, and shall embrace the subjects normally taught in approved schools of cosmetic therapy.

Sec. 8. Every registered cosmetician and every registered apprentice who continues in active practice or service, shall, annually, on or before the first day of April, renew his certificate of registration and pay the required renewal fee. Every certificate of registration which has not been renewed during the month of April in any year shall expire on the first day of May in that year. A registered cosmetician or a registered apprentice whose certificate of registration has expired may have his certificate restored only upon payment of the required restoration fee.

Any registered cosmetician who retires from the practice of Cosmetic Therapy for not more than five (5) years may renew his certificate of registration upon payment of all lapsed renewal fees.

Sec. 9. The Department of Registration and Education may refuse to issue, may refuse to renew, may suspend, or may revoke any certificate of registration for any one, or any combination, of the following causes:

(a) Conviction of a felony, as shown by a certified copy of the record of the court of conviction;

(b) The obtaining of, or an attempt to obtain, a certificate of registration, or practice in the profession, or money, or any other thing of value, by fraudulent misrepresentations;

(c) Gross incompetency in the practice of cosmetic therapy;

(d) Continued practice by a person knowingly having an infectious or contagious disease;

- 12 (e) Advertising by means of knowingly false or deceptive statements;  
13 (f) Advertising, practicing or attempting to practice under a name other  
14 than one's own;  
15 (g) Habitual drunkenness, or habitual addiction to the use of morphine,  
16 cocaine or other habit-forming drugs.

17 The Department of Registration and Education, however, shall have no  
18 power to refuse to issue, or refuse to renew, or suspend, or revoke, any certifi-  
19 cate of registration for any of these causes, unless the person accused has been  
20 given at least 20 days' notice in writing of the charge against him and a public  
21 hearing by the Department of Registration and Education.

22 Upon the hearing of any such proceeding, the Director of Registration and  
23 Education, the Assistant Director of Registration and Education and the Sup-  
24 erintendent of Registration may administer oaths and the Department of Regis-  
25 tration and Education may procure, by its subpoena, the attendance of witnesses  
26 and the production of relevant books and papers.

27 Any Circuit Court or any judge of a Circuit Court, either in term time or  
28 in vacation, upon application either of the accused or of the Department of Reg-  
29 istration and Education, may, by order duly entered, require the attendance of  
30 witnesses and the production of relevant books and papers before the Depart-  
31 ment of Registration and Education in any hearing relating to the refusal, sus-  
32 pension or revocation of certificates of registration. Upon refusal or neglect to  
33 obey the order of the court or judge, the court or judge may compel obedience to  
34 its or his order by proceedings for contempt of court.

Sec. 10. Upon payment of the required fee, an applicant who is a cosmeti-  
2 cian, registered or licensed under the laws of another state or territory of the  
3 United States, or of a foreign country or province, may, without examination,  
4 be granted a certificate of registration as a registered cosmetician by the Depart-  
5 ment of Registration and Education, in its discretion, upon the following  
6 conditions:

7 (a) That the applicant is at least eighteen years of age, of good moral  
8 character and temperate habits; and

9 (b) That the requirements for the registration or licensing of cosmeticians  
10 in the particular state, territory, country or province, were, at the date of the  
11 license, substantially equal to the requirements then in force in this State.

12 The Department of Registration and Education shall prescribe reasonable  
13 rules and regulations governing the recognition of, and the credit to be given to  
14 the study of cosmetic therapy under a cosmetician registered or licensed under  
15 the laws of another state or territory of the United States, or of a foreign  
16 country or province, by an applicant for a certificate of registration as a reg-  
17 istered cosmetician.

Sec. 11. The fee to be paid by an applicant for an examination to deter-  
2 mine his fitness to receive a certificate of registration as a registered cosmeti-  
3 cian is Ten Dollars (\$10.00).

4 The fee to be paid by an applicant for a certificate of registration as a  
5 registered cosmetician is Five Dollars (\$5.00).

6 The fee to be paid by an applicant for a certificate of registration as a  
7 registered apprentice is One Dollar (\$1.00).

8 The fee to be paid by an applicant for a certificate of registration as a  
9 registered cosmetician, who applies, therefor, pursuant to the provisions of sec-  
10 tion 5 of this Act, prior to the first day of January, 1922, is Five Dollars  
11 (\$5.00).

12 The fee to be paid by an applicant for a certificate of registration as a reg-  
13 istered cosmetician who is a cosmetician registered or licensed under the laws  
14 of another state or territory of the United States, or a foreign country or prov-  
15 ince is Fifteen Dollars (\$15.00).

16 The fee to be paid upon the renewal of a certificate of registration is One  
17 Dollar (\$1.00).

18 The fee to be paid for the restoration of an expired certificate of regis-  
19 tration as a registered cosmetician is Five Dollars (\$5.00).



20       The fee to be paid for the restoration of an expired certificate of registra-  
21       tion as a registered apprentice is Two Dollars (\$2.00).

22       The fee to be paid by an applicant to the Superintendent of Public In-  
23       struction for an examination to determine his preliminary education is Five  
24       Dollars (\$5.00).

      Sec. 12. The Department of Registration and Education may adopt reason-  
2       able rules and regulations relating to the enforcement of the provisions of  
3       this Act.

4       Subject to the approval of the Department of Public Health, the Department  
5       of Registration and Education shall have power to prescribe reasonable sani-  
6       tary regulations to be observed in all offices and places in which Cosmetic Ther-  
7       apy is practiced. The Department of Registration and Education shall also  
8       have power to enter such offices or places during business hours for the purposes  
9       of inspection.

      Sec. 13. Each of the following constitute a misdemeanor, punishable upon  
2       conviction, by a fine of not more than One Hundred Dollars (\$100.00).

3       (a) The practice of Cosmetic Therapy, or an attempt to practice cosmetic  
4       therapy, without a certificate of registration as a registered cosmetician;

5       (b) Service as an apprentice under a registered cosmetician, or an attempt  
6       to serve as an apprentice under a registered cosmetician, without a certificate of  
7       registration as an apprentice;

8       (c) Permitting any person in one's employ, or under one's supervision or  
9       control, to practice cosmetic therapy, unless such person has a certificate of reg-  
10      istration as a registered cosmetician;

11      (d) Permitting any person in one's employ, or under one's supervision, or  
12      control, to serve as an apprentice under a registered cosmetician, unless such  
13      person has a certificate of registration as a registered apprentice;

14      (e) The obtaining of, or an attempt to obtain, a certificate of registration,  
15      or practice in the profession, or money, or any other thing of value, by fraudu-  
16      lent misrepresentation;



17 (f) The making of any wilfully false oath or affirmation whenever an oath  
18 or affirmation is required by this Act;

19 (g) Failure to display a certificate of registration in a conspicuous place  
20 as provided by Section 6 of this Act.

21 (h) Violation of the reasonable sanitary regulations prescribed by the  
22 Department of Registration and Education pursuant to the provisions of Sec-  
23 tion 12 of this Act.

24 All fines and penalties shall be collected by the Department of Registration  
25 and Education and paid into the State Treasury.

Sec. 14. The Department of Registration and Education shall keep a record  
2 of its proceedings relating to the issuance, refusal, renewal, suspension and re-  
3 vocation of certificates of registration, which shall be open to public inspection  
4 at all reasonable times. This record shall also contain the name, known place  
5 of business and residence, and the date and number of the certificate of registra-  
6 tion of every registered cosmetician and registered apprentice in this State.





- 1 Introduced by Mr. Smejkal, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act making an additional appropriation for completing and equipping the  
Centennial Memorial Building.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* There is hereby appropriated to the  
3 Department of Public Works and Buildings eight hundred ninety-nine thousand  
4 and five hundred dollars (\$899,500), or so much thereof as may be necessary, for  
5 completing, equipping and furnishing the Centennial Memorial Building.

Sec. 2. Before any contracts are entered into for the expenditure of the  
2 funds hereby appropriated, the Director of the Department of Public Works  
3 and Buildings shall formulate a comprehensive program to complete, equip and  
4 furnish the building ready for occupancy, together with all heating, lighting and  
5 other service connections, out of the sum herein appropriated. The comple-  
6 tion, equipment and furnishing of the building includes marble work, cabinet  
7 work, ornamental and miscellaneous iron (sash and doors), ornamental bronze  
8 grilles and entrance doors, hardware, glazed tile toilets, decorating and paint-

9 ing, completion of plastering, including book stack, completion of cut stone,  
 10 leaded glass in Memorial Hall and ceiling lights, gallery in museum, mechan-  
 11 ical elevators, connection to power house and other items, terrace pavement and  
 12 other exterior stone, stone floor and wainscot, cabinet work, plastering, paint-  
 13 ing, etc., connection to elevator under State House, sculpture (7 reliefs and 4  
 14 groups), architect, superintendence, temporary heat and contingencies, lighting  
 15 fixtures (including outside standards), linoleum and cork carpet, window  
 16 shades, office partitions (36 offices), toilet, dressing, check rooms and hall fur-  
 17 nishings, office furniture (36 offices), reading room and library furniture, audi-  
 18 torium-seating, curtains, draperies and furniture, committee and hearing rooms,  
 19 book stacks, including lighting, re-setting present book stacks, museum cases,  
 20 including show case lighting, museum shades, furniture, etc., lavatories and  
 21 washrooms in offices and fixtures and racks in basement.

Sec. 3. This appropriation is subject to the provisions of "An Act in  
 2 relation to State finance," approved June 10, 1919, in force July 1, 1919.

Sec. 4. Because of an emergency this Act shall take effect upon its passage.



1 Offered by Mr. Spence, 1921.

2 Read and ordered printed.

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AMENDMENTS TO PRINTED HOUSE BILL NO. 218 IN SENATE.

AMENDMENT NO. 1.

Amend the title of printed House Bill No. 218 in Senate to read as follows: "A Bill for an Act making the Centennial Memorial Building and landscaping grounds appurtenant thereto."

AMENDMENT NO. 2.

Amend printed House Bill No. 218 in Senate on page 1, Section 1, lines 3 and 4, by striking out the words and figures "eight hundred ninety-nine thousand and five hundred dollars (\$899,500)" and inserting in lieu thereof the words and figures "nine hundred fourteen thousand and five hundred dollars (\$914,500)."

AMENDMENT NO. 3.

Amend printed House Bill No. 218 in Senate on page 1, Section 1, line 5, by striking out the period after the word "building" and inserting after the word "building" the words "and landscaping grounds appurtenant thereto."

AMENDMENT NO. 4.

Amend printed House Bill No. 218 in Senate on page 2, Section 2, line 21, by striking out the period after the word "basement" and inserting after the word "basement" the words "and landscaping grounds appurtenant thereto."







- 1 Introduced by Mr. Smejkal, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an additional appropriation to the Department of Labor.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* There is hereby appropriated to the Department of Labor, for the industrial Commission, nine thousand dollars (\$9,000), or so much thereof as may be necessary, for the period ending June 30, 1921.

|   |   |         |
|---|---|---------|
| 6 | For office expenses (rent).....               | \$3,750 |
| 7 | For repairs (partitions and ventilation)..... | 1,800   |
| 8 | For equipment.....                            | 3,450   |

Sec. 2. This appropriation is subject to the provisions of "An Act in relation to State finance," approved June 10, 1919, in force July 1, 1919.

Sec. 3. The lease on the present quarters of the Industrial Commission expires April 30, 1921. The new lease calls for an additional rental and some necessary additional space. Because of this emergency this Act shall take effect upon its passage.





- 1 Introduced by Mr. Alpiner, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and Transportation.

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## A BILL

For an Act to repeal “An Act to provide for the regulation of public utilities,” approved June 30, 1913, in force January 1, 1914, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* An Act entitled, “An Act to provide for  
3 the regulation of public utilities,” approved June 30, 1913, in force January 1,  
4 1914, as amended, is repealed.







- 1 Introduced by Mr. Fahy, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to provide for the refunding in high school districts organized or attempted to be organized, of taxes illegally levied and collected, or legally levied and collected and the purpose of their levy and collection abandoned.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* All taxes, or the unexpended portion  
3 thereof, which may have been heretofore or hereafter illegally levied and col-  
4 lected, or legally levied and collected and the purpose for which the same was  
5 levied and collected abandoned, by any high school district organized or  
6 attempted to be organized under any law of this State (such moneys, or the  
7 unexpended portion thereof, being in the hands of the treasurer or other official  
8 of such district, or in the hands of the county collector, town collector or other  
9 official), shall be refunded to the respective persons in the proportion in which  
10 the same was paid by them.

Sec. 2. The treasurer, or other official having charge of such moneys, or  
2 any person entitled thereto, may file a petition in the county court of the county

3 in which such high school district was organized, or attempted to be organized,  
4 setting forth the levy and collection of such taxes, and that such taxes were ille-  
5 gally levied and collected, or that the purpose for which such taxes were levied  
6 and collected has been abandoned. On the filing of such petition, the court shall  
7 set a date and a time and place for a hearing thereon, and shall cause a notice,  
8 addressed "To all persons to whom it may concern," to be given by publishing  
8 the same once each week for two successive weeks in some newspaper of general  
10 circulation in that county. He shall also cause copies of such notice to be posted  
11 in ten of the most public places in such school district. The first publication of  
12 such notice and the posting of copies thereof shall be made at least ten days be-  
13 fore the day set for the said hearing. If the court finds from the evidence that  
14 the said money, or a part thereof, is in the hands of any such official, and  
15 that the said taxes were illegally levied and collected, or that the purpose for  
16 which they were levied and collected has been abandoned, he shall order the  
17 treasurer, or other official having charge of such moneys, to refund the same to  
18 the respective persons in the proportion in which the same was paid by them.

Sec. 3. Because of an emergency, this Act shall take effect upon its passage.



1 Adopted March 23, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 221, by striking out Section 3.

AMENDMENT NO. 2.

Amend House Bill No. 221, in line 6, page 1, after the word "state" by in-  
2 serting: "The organization of which, by a final decree of court, is held to be  
3 invalid."

AMENDMENT NO. 3.

Amend House Bill No. 221, in line 10, on page 1, by striking out the period  
2 and inserting thereafter the following: "in the manner hereinafter provided."

AMENDMENT NO. 4.

Amend House Bill No. 221, in line 18, on page 2 by striking out the period  
2 of inserting thereafter the following: "Provided, however, the Court shall  
3 order that outstanding obligations or indebtedness of such district shall first be  
4 paid out of such funds."





- 1 Introduced by Mr. O'Grady, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

## A BILL

For an Act to add Sections 104a, 104b, 104c, 104d and 104e to Division I of "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: Sections 104a, 104b, 104c, 104d and 104e are added to Division I of "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended, said sections to read as follows:*

Sec. 104a. *Except as provided in Section 104d of this Act, it is unlawful for any person to make, manufacture, buy or procure, for himself or another, or to sell or dispose of to another, any gun, pistol, revolver, or other firearm, in this State.*

Sec. 104b. *Within ninety days after this section becomes effective, every person owning or having possession of any gun, pistol, revolver, or other firearm, shall register the same as follows: If he is a resident of any incorporated*



4 city or village, he shall register it with the chief police officer of that city; if  
 5 he resides outside the corporate limits of any such city, he shall register it  
 6 with the sheriff of the county in which he resides.

Sec. 104c. It shall be the duty of the chief of police of each incorporated  
 2 city to keep a separate record book in which he shall register the firearms  
 3 owned or possessed by persons residing in his city. It shall be the duty of the  
 4 sheriff of each county to keep a separate record book in which he shall register  
 5 the firearms owned or possessed by persons residing in his county outside the  
 6 corporate limits of any city therein. Such record book shall be in the following  
 7 form:

| Date of<br>registration. | Name and<br>address of<br>registrant. | Name and<br>address of<br>owner. | Number of<br>firearm,<br>if any. | Description<br>of<br>firearm. |
|--------------------------|---------------------------------------|----------------------------------|----------------------------------|-------------------------------|
|--------------------------|---------------------------------------|----------------------------------|----------------------------------|-------------------------------|

8 Such record books shall be kept open to public inspection at all reasonable  
 9 times during office hours.

Sec. 104d. Section 104a of this Act shall not apply to the making or manu-  
 2 facture of firearms for, or to the procuring of firearms by, or to the disposition  
 3 of firearms to, any sheriff, coroner, constable, policeman, or other peace officer,  
 4 or any warden, superintendent or head keeper of any prison, penitentiary, county  
 5 jail or other institution for the detention of persons convicted or accused of  
 6 crime, or deputies of said officers, when such firearms are intended to be used  
 7 solely in the discharge of their official duties. All such persons shall, within  
 8 thirty days after procuring any firearm, register the same with the chief police  
 9 officer of their city or with the sheriff of their county as provided in Section  
 10 104b hereof.

Sec. 104e. Any person who violates any of the provisions of Section 104a  
 2 of this Act, or who fails or refuses to register any firearm owned or possessed  
 3 by him as required by Sections 104b and 104d hereof, shall be fined not less than  
 4 \$100 nor more than \$1,000, or imprisoned in the county jail for a period not  
 5 exceeding one year, or both.



- 1 Introduced by Mr. O'Grady, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Waterways.

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## A BILL

For an Act to amend Section 9 of "An Act to create sanitary districts and to remove obstructions in the Desplaines and Illinois rivers," approved May 29, 1889, in force July 1, 1889, as amended.

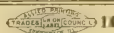
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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 9 of "An Act to create sanitary  
3 districts and to remove obstructions in the Desplaines and Illinois rivers," ap-  
4 proved May 29, 1889, in force July 1, 1889, as amended, is amended to read as  
5 follows:

Sec. 9. The corporation may borrow money for corporate purposes and may  
2 issue bonds therefor, but shall not become indebted, in any manner, or for any  
3 purpose to an amount in the aggregate to exceed three (3) per centum of the val-  
4 uation of taxable property therein, to be ascertained by the last assessment for  
5 State and county taxes previous to the incurring of such indebtedness. *When-*  
6 *ever the board of trustees of such district desires to issue bonds, it shall order an*  
7 *election to be held in such district upon the question The notice of election*

8 shall state the amount of bonds to be issued and the polling places at which such  
9 election shall be held, and shall be posted in at least five public places at least  
10 twenty days prior to the election. Such election notice shall also be published  
11 in a newspaper published in said district at least twenty days prior to the elec-  
12 tion. The board of trustees shall appoint judges and clerks for such election,  
13 and the returns of such election shall be filed with the Clerk of the Board and be  
14 canvassed and the result ascertained by said board and entered upon the records  
15 of the district. If it shall appear that a majority of the voters voting at said  
16 election on said question have voted in favor of the issue of said bonds, the board  
17 of trustees shall order and direct the execution of the bonds for and on behalf of  
18 said district. All bonds issued hereunder shall mature in not exceeding twenty  
19 annual installments. The ballots at elections held under this section shall be in  
20 substantially the following form:

|  |     |  |
|--|-----|--|
| Proposition to issue bonds of.....<br>district to the amount of.....<br>dollars. | YES |  |
|  | NO  |  |



- 1 Introduced by Mr. E. A. W. Johnson, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

## A BILL

For an Act to amend Section 2 of an Act entitled, "An Act concerning the levy and extension of taxes," approved May 9, 1901, in force July 1, 1901, as subsequently amended.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 2 of an Act entitled, "An  
3 Act concerning the levy and extension of taxes," approved May 9, 1901, in  
4 force July 1, 1901, as subsequently amended, be and the same is hereby further  
5 amended to read as follows:

Sec. 2. The county clerk in each county shall ascertain the rates per cent  
2 required to be extended upon the assessed valuation of the taxable property in  
3 the respective towns, townships, districts, incorporated cities and villages in  
4 his county, as equalized by the State Board of Equalization for the current  
5 year, to produce the several amounts certified for extension by the taxing  
6 authorities in said county (as the same shall have been reduced as hereinbe-  
7 fore provided in all cases where the original amounts exceed the amount



8 authorized by law): *Provided, however,* that if the aggregate of all taxes  
 9 (exclusive of State taxes, township taxes, village taxes, levee taxes, public tu-  
 10 berculosis sanitarium taxes, pension fund taxes, *library taxes*, school building  
 11 taxes, high school taxes, district school taxes, and all other school taxes in  
 12 school districts having not more than 100,000 inhabitants, road and bridge  
 13 taxes and taxes levied for the payment of the principal of and the interest on  
 14 bonded indebtednesses of cities, and for the payment of the principal of and the  
 15 interest on park bonds hereafter issued and exclusive of taxes levied pursuant to  
 16 the mandate or judgment of any court of record on any bonded indebtedness)  
 17 certified to be extended against any property in any part of any taxing district  
 18 or municipality, shall exceed two per cent of the assessed valuation thereof upon  
 19 which the taxes are required to be extended, and the rate per cent of the tax levy  
 20 of such taxing district or municipality shall be reduced as follows: The county  
 21 clerk shall reduce the rate per cent of the tax levy of such taxing district or  
 22 municipality in the same proportion in which it would be necessary to reduce the  
 23 highest aggregate per cent of all the tax levies (exclusive of State taxes, town-  
 24 ship taxes, village taxes, levee taxes, public tuberculosis sanitarium taxes, pen-  
 25 sion fund taxes, *library taxes*, school building taxes, high school taxes, district  
 26 school taxes and all other school taxes in school districts having not more than  
 27 100,000 inhabitants, road and bridge taxes, and taxes levied for the payment of  
 28 the principal of and the interest on bonded indebtedness of cities, and for the pay-  
 29 ment of the principal of and the interest on park bonds hereafter issued and  
 30 exclusive of taxes levied pursuant to the mandate or judgment of any court of  
 31 record on any bonded indebtedness), certified for extension upon any of the  
 32 taxable property in said taxing district or municipality, to bring the same down  
 33 to two per cent of the assessed value of said taxable property upon which said  
 34 taxes are required by law to be extended: *Provided, further,* that in reducing  
 35 tax levies hereunder from the taking effect of this Act to and including the year  
 36 A. D. 1921, the rate per cent of the tax levy for county purposes in counties  
 37 having a population of over 300,000 shall not be reduced below a rate of thirty-



38 six and two-thirds cents on each one hundred dollars assessed value (exclusive of  
39 levies to pay the principal of and interest on bonded indebtedness and judg-  
40 ments and Mothers' Pension Fund), and thereafter shall not be reduced below a  
41 rate of thirty cents on each one hundred dollars assessed value (exclusive of  
42 levies to pay the principal and interest on bonded indebtedness, judgments and  
43 Mothers' Pension Fund) and in counties having a population of less than  
44 300,000 the rate of the tax levy for county purposes shall not be reduced below a  
45 rate of fifty cents on each one hundred dollars assessed value (exclusive of levies  
46 to pay the principal of and interest on bonded indebtedness and judgments *and*  
47 *for library purposes*), and the rate per cent of the tax levy for city or village  
48 purposes (exclusive of library, public tuberculosis sanitarium, pension fund,  
49 school and park purposes and exclusive of the taxes levied for the payment of the  
50 principal of and the interest on bonded indebtedness) in cities and villages hav-  
51 ing a population of over 150,000 shall not be reduced below a rate of one dollar  
52 and forty-three and one-third cents (\$1.43 1-3) on each one hundred dollars  
53 assessed value, and the rate per cent of the school tax for educational purposes  
54 shall not be reduced below a rate of one dollar and twenty cents on each one hun-  
55 dred dollars assessed value and the rate per cent of the tax levy for city or village  
56 purposes (exclusive of library, school and park purposes, and exclusive of the  
57 tax levied for the payment of the principal of and the interest on bonded in-  
58 debtedness and judgments) in cities and villages having a population of less  
59 than 150,000, shall not be reduced below a rate of one dollar and thirty-three and  
60 one-third cents (\$1.33 1-3) on each one hundred dollars assessed value, and the  
61 rate per cent of the school tax levy for educational purposes shall not be reduced  
62 below the maximum rate allowed by law, and the rate per cent of the tax levy for  
63 park purposes in districts organized and existing under an Act entitled, "An Act  
64 to provide for the creation of pleasure driveway and park districts," approved  
65 June 19, 1893, in force July 1, 1893, shall not be reduced below a rate of forty  
66 cents on each one hundred dollars assessed value (exclusive of levies to pay the  
67 principal and interest on bonded indebtedness and judgments), but the other

68 taxes which are subject to reduction under this section shall be subject only to  
69 such reduction, respectively, as would be made therein under this section if this  
70 proviso were not inserted herein: *And, provided, further,* in reducing tax levies  
71 hereunder, all school taxes levied in cities exceeding 150,000 inhabitants, with the  
72 exception of the levy for school building purposes, shall be included in the taxes  
73 to be reduced.

74 The rate per cent of the tax levy of every county, city, village, town, town-  
75 ship, park district, sanitary district, road district, and other public authorities  
76 (except the State), shall be ascertained and determined (and reduced when neces-  
77 sary as above provided) in the manner hereinbefore specified, and shall then be  
78 extended by the county clerk upon the assessed value of the property subject  
79 thereto (being one-half of the full value thereof) as equalized according to law.  
80 In reducing the rate per cent of any tax levy as hereinbefore provided, the rates  
81 per cent of all tax levies certified to the county clerk for extension as originally  
82 ascertained and determined under Section 1 of this Act, shall be used in ascer-  
83 taining the aggregate of all taxes certified to be extended without regard to any  
84 reduction made therein under this section: *Provided,* that no reduction of any  
85 tax levy made hereunder shall diminish any amount appropriated by corporate  
86 or taxing authorities for the payment of the principal or interest on bonded  
87 debt, or levied pursuant to the mandate or judgment of any court of record. And  
88 to that end every such taxing body shall certify to the county clerk, with its tax  
89 levy, the amount thereof required for any such purposes.

90 In case of a reduction hereunder any taxing body whose levy is affected  
91 thereby and whose appropriations are required by law to be itemized, may, after  
92 the same have been ascertained, distribute the amount of such reduction among  
93 the items of its appropriation, with the exceptions aforesaid, as it may elect. If  
94 no such election is made within three months after the extension of such tax, all  
95 such items, except as above specified, shall be deemed to be reduced pro rata.



- 1 Introduced by Mr. E. A. W. Johnson, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

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## A BILL

For an Act to amend Sections 1 and 10 and the title of an Act entitled, "An Act to authorize cities, incorporated towns and townships to establish and maintain free public libraries and reading rooms," approved and in force March 7, 1872, as subsequently amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Sections 1 and 10 of an act entitled,  
3 "An Act to authorize cities, incorporated towns and townships to establish and  
4 maintain free public libraries and reading rooms," approved and in force March  
5 7, 1872, as subsequently amended, are amended to read as follows:

Sec. 1. That the city council of each incorporated city, whether organized  
2 under general law or special charter, shall have power to establish and main-  
3 tain a public library and reading room for the use and benefit of the inhabit-  
4 ants of such city, and may levy a tax of not to exceed *two mills* on the dollar  
5 annually on all the taxable property in the city: *Provided*, that in cities of  
6 over one hundred thousand inhabitants such tax shall not exceed *one mill* on



7 the dollar annually, such tax to be levied and collected in like manner with the  
 8 general taxes of said city, and to be known as a library fund: *Provided*, that  
 9 said annual library tax in cities of over fifteen hundred inhabitants shall not be  
 10 included in the aggregate amount of taxes as limited by section one (1) of article  
 11 eight (8) of "An Act for the incorporation of cities and villages," approved  
 12 April 10, 1872, and the amendatory acts thereto, or by any provision of any  
 13 special charter under which any city in this State is now organized, *and the*  
 14 *county clerk in reducing tax levies under the provisions of Section two (2) of*  
 15 *an Act entitled, "An Act concerning the levy and extension of taxes," approved*  
 16 *May 9, 1901, in force July 1, 1901, as subsequently amended, shall not include*  
 17 *said library tax in the limitation of two per cent of the assessed valuation upon*  
 18 *which taxes are required to be extended.*

Sec. 10. When fifty legal voters of any incorporated town, village or town-  
 2 ship shall present a petition to the clerk of the town, village or township (or  
 3 trustee of schools in counties not under township organization) asking that an  
 4 annual tax may be levied for the establishment and maintenance of a free public  
 5 library in such town, *village* or township, and shall specify in their petition a  
 6 rate of taxation not to exceed *two mills* on the dollar, such clerk (or trustee of  
 7 schools in counties not under township organization) shall, in the next legal  
 8 notice of the regular annual election, in such town, village or township, or of a  
 9 special election called for that purpose, give notice that at such election every  
 10 elector may vote "for a . . . . . mill tax for a free public library" or "against  
 11 a . . . . . mill tax for a free public library," specifying in such notice the rate  
 12 of taxation mentioned in said petition; and if the majority of all the votes cast  
 13 in such town, village or township shall be "For" the tax for the free public  
 14 library, the tax specified in such notice shall be levied and collected in like  
 15 manner with other general taxes of said town, village or township, and shall be  
 16 known as the "Library Fund:" *Provided*, that such tax shall cease in case the  
 17 legal voters of such town, village or township shall so determine by a majority  
 18 vote, at any annual election held therein; and the corporate authorities of such

19 towns, villages *or townships* may exercise the same powers conferred upon the  
20 corporate authorities of cities under this Act: *And, provided, further,* that  
21 whenever the petition, signed and filed with such clerk (or trustee of schools in  
22 counties not under township organization) as above provided, shall request the  
23 holding of a special election for the purpose of voting upon the proposition of  
24 authorizing the levy of said specified tax for a free public library, such clerk (or  
25 trustee of schools) shall promptly call such election in the manner provided by  
26 law for the calling of elections in such village, town or township.

Sec. 2. The title of said Act is amended to read as follows: "An Act to  
2 authorize cities, *villages*, incorporated towns and townships to establish and  
3 maintain free public libraries and reading rooms."







1 Adopted May 10, 1921.

AMENDMENT NO. 1.

Amend House Bill No. 225, by striking out the word “two” in line 4, Sec-  
2 tion 1, page 1 of the printed bill and inserting in lieu thereof the words “one  
3 and eight-tenths.”

AMENDMENT NO. 2.

Amend House Bill No. 225, by striking out the word “one” in line 6, Sec-  
2 tion 1, page 1, of the printed bill, and inserting in lieu thereof the words “eight-  
3 tenths of a”

AMENDMENT NO. 3.

Amend House Bill No. 225, by striking out the word “fifteen” in line 9,  
2 Section 1, page 2 of the printed bill, and inserting in lieu thereof the word  
3 “twelve.”

AMENDMENT NNO. 4.

Amend House Bill No. 225, by striking out the word “two” in line 6, Sec-  
2 tion 10, page 2, of the printed bill, and inserting in lieu thereof the words “one  
3 and eight-tenths.”





- 1 Introduced by Mr. Flack, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to provide for the refunding in high school districts, organized or attempted to be organized, of taxes illegally levied and collected, or legally levied and collected and the purpose of their levy and collection abandoned or discontinued.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* All taxes, or the unexpended portion  
3 thereof, which may have been heretofore or hereafter illegally levied and col-  
4 lected, or legally levied and collected and the purpose for which the same was  
5 levied and collected abandoned or discontinued, by any high school district  
6 organized or attempted to be organized under any law of this State (such moneys,  
7 or the unexpended portion thereof, being in the hands of the treasurer or other  
8 official of such district, or in the hands of the county collector, town collector or  
9 other official), shall be refunded to the respective persons in the proportion in  
10 which the same was paid by them.

Sec. 2. The treasurer, or other official having charge of such moneys, or  
2 any person entitled thereto, may file a petition in the county court of the county in  
3 which such high school district was organized, or attempted to be organized, set-  
4 ting forth the levy and collection of such taxes, and that such taxes were illegally  
5 levied and collected, or that the purpose for which such taxes were levied  
6 and collected, has been abandoned or discontinued. On the filing of such  
7 petition, the court shall set a date and a time and place for a hearing thereon,  
8 and shall cause a notice, addressed "To all persons to whom it may concern,"  
9 to be given by publishing the same once each week for two successive weeks in  
10 some newspaper of general circulation in that county. He shall also cause copies  
11 of such notice to be posted in ten of the most public places in such school district.  
12 The first publication of such notice and the posting of copies thereof shall be  
13 made at least ten days before the day set for the said hearing. If the court finds  
14 from the evidence that the said money, or a part thereof, is in the hands of any  
15 such official, and that the said taxes were illegally levied and collected, or that  
16 the purpose for which they were levied and collected has been abandoned, or dis-  
17 continued, he shall order the treasurer, or other official having charge of such  
18 moneys, to refund the same to the respective persons in the proportion in which  
19 the same was paid by them.

Sec. 3. Because of an emergency, this Act shall take effect upon its  
2 passage.





11 Introduced by Mr. McMackin, February 24, 1921.

2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 2 of "An Act in relation to corporations for pecuniary profit," approved June 28, 1919, in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 2 of "An Act in relation to cor-  
3 porations for pecuniary profit," approved June 28, 1919, in force July 1, 1919,  
4 is amended to read as follows:

Sec. 2. Corporations may be organized in the manner provided in this Act  
2 for any lawful purpose, except for the purpose of banking, insurance, real  
3 estate brokerage, the operation of railroads, or the business of loaning money.  
4 *However, corporations may be organized in the manner provided in this Act for*  
5 *the purpose of loaning money in accordance with the provisions of "An Act to*  
6 *license and regulate the business of making loans in sums of three hundred*  
5 *dollars (\$300) or less, secured or unsecured, at a greater rate of interest than*  
7 *seven (7) per centum per annum, prescribing the rate of interest and charge*  
8 *therefor and penalties for the violation thereof, and regulating the assignment of*

9 *wages or salaries earned or to be earned, when given as security for any such*  
10 *loan," approved June 14, 1917, in force July 1, 1917, together with all future*  
11 *amendments.*



- 1 Introduced by Mr. Church, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Waterways.

## A BILL

For an Act to amend Section 9 of "An Act to create sanitary districts and to remove obstructions in the Desplaines and Illinois rivers," approved May 29, 1889, in force July 1, 1889, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 9 of "An Act to create sanitary  
3 districts and remove obstructions in the Desplaines and Illinois rivers," ap-  
4 proved May 29, 1889, in force July 1, 1889, as amended, is amended to read as  
5 follows:

Sec. 9. The corporation may borrow money for corporate purposes, and  
2 may issue bonds therefor, but shall not become indebted in any manner, or for  
3 any purpose to an amount in the aggregate to exceed three (3) per centum of  
4 the valuation of taxable property therein, to be ascertained by the last assess-  
5 ment for State and county taxes previous to incurring of such indebtedness.  
6 *No action of the board of trustees of any sanitary district organized under*  
7 *this Act which provides for or authorizes the issue of bonds (except bonds to*

8 refund any existing bonded indebtedness) shall become operative, effective or  
9 valid until such action shall have been submitted to the voters of such district  
10 at the next succeeding general or special election, or at any special election  
11 called for that purpose, and approved by a majority of such voters voting upon  
12 the question. The question shall be submitted in substantially the manner pro-  
13 vided by "An Act requiring cities, villages and incorporated towns to submit  
14 certain ordinances authorizing the issue of bonds, except to refund any existing  
15 bonded indebtedness, to the voters of any such city, village or incorporated  
16 town," approved June 4, 1909, in force July 1, 1909, as amended.



- 1 Introduced by Mr. Church, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

## A BILL

For an Act to amend Section 13 of "An Act to provide for the creation and management of forest preserve districts and repealing certain Acts therein named," approved June 27, 1913, in force July 1, 1913, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 13 of "An Act to provide for  
3 the creation and management of forest preserve districts and repealing cer-  
4 tain Acts therein named," approved June 27, 1913, in force July 1, 1913, as  
5 amended, is amended to read as follows:

Sec. 13. The board of commissioners of any forest preserve district  
2 organized hereunder shall have power to raise money by general taxation for  
3 any of the purposes enumerated in this Act, and power to borrow money upon  
4 the faith and credit of such district and to issue bonds therefor: *Provided,*  
5 *however,* such district shall not become indebted in any manner or for any  
6 purpose, to an amount including existing indebtedness in the aggregate exceed-  
7 ing one per centum of the assessed value of the taxable property therein, as



8 ascertained by the last equalized assessment for State and county purposes.  
9 Before or at the time of issuing bonds, the board of commissioners shall pro-  
10 vide, by ordinance, for the collection of an annual tax sufficient to pay the  
11 interest on such bonds as it falls due, and to pay such bonds as they mature,  
12 and said tax to so pay the interest on said bonds as it falls due and to pay  
13 said bonds as they mature, shall not be permitted to increase the taxing  
14 power of said district as herein provided for. All bonds issued by any forest  
15 preserve district shall be divided into series, the first of which shall mature  
16 not later than five years after the date of issue, and the last of which shall  
17 mature not later than twenty years after the date of issue. *No action of the*  
18 *board of commissioners which provides for or authorizes the issue of bonds*  
19 *(except bonds to refund any existing bonded indebtedness) shall become oper-*  
20 *ative, effective or valid until such action shall have been submitted to the*  
21 *voters of such district at the next succeeding general or special election, or*  
22 *any special election called for that purpose, and approved by a majority of*  
23 *such voters voting upon the question. The question shall be submitted in sub-*  
24 *stantially the manner provided by "An Act requiring cities, villages and in-*  
25 *corporated towns to submit certain ordinances authorizing the issue of bonds,*  
26 *except to refund any existing bonded indebtedness, to the voters of any such*  
27 *city, village or incorporated town," approved June 4, 1909, in force July 1,*  
28 *1909, as amended.*

29 All general taxes levied by the board of commissioners of any forest pre-  
30 serve district shall be levied at the same time and in the same manner as  
31 taxes are levied for city and village purposes: *Provided*, that the amount  
32 of taxes levied for any one year shall not exceed the rate of two-thirds of  
33 one mill on each dollar. All moneys collected under the provisions of this Act  
34 shall be paid to the treasurer of such district.



- 1 Introduced by Mr. Castle, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Elections.

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## A BILL

For an Act to provide for the appointment of county surveyors.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Upon the expiration of the terms for  
3 which county surveyors are now elected (first Monday in December, 1924), and  
4 each four years thereafter, a county surveyor in and for each county shall  
5 be appointed by the chairman or the president, as the case may be, of the  
6 county board of such county, with the approval of the county board. Such  
7 county surveyor shall hold office for four years or until his successor is ap-  
8 pointed and qualified. Vacancies shall be filled for the unexpired term in the  
9 same manner as original appointments are made.

Sec. 2. Section 22 of "An Act in regard to elections and to provide for  
2 filling vacancies in elective offices," approved April 3, 1872, in force July 1,  
3 1872, as amended, is repealed.





- 1 Introduced by Mr. Morrasy, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to add Sections 4a, 4b and 4c to "An Act to revise the law in relation to county treasurer," approved February 25, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 4a, 4b and 4c are added to "An  
3 Act to revise the law in relation to county treasurer," approved February 25,  
4 1874, in force July 1, 1874, as amended, the added sections to read as follows:

Sec. 4a. *All moneys received under the provisions of "An Act to revise the*  
2 *law in relation to escheats," approved March 24, 1874, in force July 1, 1874, and*  
3 *"An Act to provide for the disposal of unclaimed moneys in the hands of Admin-*  
4 *istrators and Executors," approved May 12, 1877, in force July 1, 1877, and Sec-*  
5 *tion 36 of "An Act to revise the law in relation to the partition of real estate,"*  
6 *approved February 9, 1874, in force July 1, 1874, as amended, and all moneys*  
7 *appropriated by the county board for the purpose of improving, repairing or*  
8 *maintaining roads and bridges, shall be deposited by the county treasurer of*

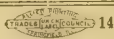
9 every county having less than 150,000 inhabitants, in a regularly established  
10 national or State bank doing business within the county.

11 A "regularly established" national or State bank is a bank which has been  
12 doing business in such county and has furnished at least two sworn statements  
13 of resources and liabilities to the State Auditor or to the Comptroller of Cur-  
14 rency.

Sec. 4b. The county treasurer shall advertise annually for bids from banks  
2 for interest on such funds; separate bids shall be asked for interest upon such  
3 money as shall be deposited and permitted to remain without diminution for  
4 periods of at least thirty, sixty or ninety days. The bids shall be opened by the  
5 county treasurer, the county clerk and the president or chairman of the county  
6 board and awards of deposits shall be made to the highest and best responsible  
7 bidders.

Sec. 4c. The county treasurer shall pay into the county treasury for the  
2 benefit of the county, the aggregate amount of all interest received by or  
3 credited to him on moneys deposited under the provisions of Section 4a of this  
4 Act, and in his report to the county board, shall show the amount of interest so  
5 received or credited to him, the name of each bank where moneys are deposited,  
6 the amounts on deposit and the amounts paid or credited by each bank and the  
7 rate of interest paid or credited.





- 1 Introduced by Mr. Cruden, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to amend Section 115 of "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 115 of "An Act to establish and  
3 maintain a system of free schools," approved and in force June 12, 1909, as  
4 amended, is amended to read as follows:

Sec. 115. The board of school directors shall be clothed with the following  
2 powers:

3 First—To purchase a suitable book for their records.

4 Second—To allow the clerk a reasonable compensation for his services,  
5 payable out of money not otherwise appropriated.

6 Third—To dismiss a teacher for incompetency, cruelty, negligence, immor-  
7 ality or other sufficient cause.

8 Fourth—To assign pupils to the several schools in the district; to admit  
9 non-resident pupils when it can be done without prejudice to the rights of resi-

10 dent pupils; to fix the rates of tuition, and to collect and pay the same to the  
11 township treasurer for the use of the district.

12 Fifth—To suspend or expel pupils guilty of gross disobedience or miscon-  
13 duct, and no action shall lie against them for such expulsion or suspension.

14 Sixth—To provide that children under twelve years of age shall not be  
15 kept in school more than four hours daily.

16 Seventh—To appropriate school funds for the purchase of libraries and  
17 apparatus, after the provision has been made for the payment of all necessary  
18 school expenses.

19 Eighth—To sell at public or private sale any personal property belonging  
20 to the school district, and not needed for school purposes.

21 Ninth—To grant special holidays whenever in their judgment such action  
22 is advisable, but no deduction shall be made from the time or compensation of  
23 a teacher on account of such days.

24 Tenth—To have the control and supervision of all public school houses in  
25 their district, and to grant the temporary use of them, when not occupied by  
26 schools, for religious meetings and Sunday schools, for evening schools and  
27 literary societies, and for such other meetings as the directors may deem  
28 proper. To grant the use of assembly halls and class rooms when not other-  
29 wise needed, including light, heat and attendants, for public lectures, concerts,  
30 and other educational and social interests under such provisions and control as  
31 they may see fit to impose, and to conduct or provide for the conducting of  
32 recreational, social and civil activities in the school buildings under their  
33 control.

34 Eleventh—To decide when a site or building has become unnecessary,  
35 unsuitable or inconvenient for a school.

36 Twelfth—To borrow money, and issue bonds for the purposes and in the  
37 manner provided by this Act.

38 Thirteenth—To furnish each school with a flag and a staff, as provided  
39 by law.

40 Fourteenth—To establish classes having an average attendance of not  
41 fewer than fifteen pupils for the instruction of crippled children over the age  
42 of six and under twenty-one years.

43 Fifteenth—To establish classes for the instruction of deaf children over the  
44 age of three and under twenty-one years: *Provided, however, that no person*  
45 *shall be employed to teach the deaf who shall not have received instruction in*  
46 *the methods of teaching the deaf for a term of not less than one year.*

47 Sixteenth—To establish kindergartens for the instruction of children be-  
48 tween the ages of four and six years, if in their judgment the public interest  
49 requires it, and to pay the necessary expenses of the same out of the school  
50 funds of the district. *Upon petition of the parents or guardians of twenty-*  
51 *five or more children between the ages of four and six, residing within a radius*  
52 *of one mile of a public school and within the school district, the board of*  
53 *directors shall establish a kindergarten in connection with the public school*  
54 *and shall maintain such kindergarten as long as the annual average daily at-*  
55 *tendance therein is not less than fifteen.* No one shall be employed to teach in  
56 a kindergarten who does not hold a kindergarten certificate as provided by law.





1 Adopted May 11, 1921.

AMENDMENT NO. 1.

Amend printed House Bill No. 232, on page 3, Section 115, by striking out  
2 lines 47 to 56, inclusive, and inserting in lieu thereof the following:  
3       “Sixteenth—To establish kindergartens for the instruction of children be-  
4 tween the ages of four and six years, if, in their judgment, the public interest  
5 requires it, and to pay the necessary expenses of the same out of the school funds  
6 of the district. Upon petition of a *majority* of the parents or guardians of chil-  
7 dren between the ages of four and six, residing within *any school district where*  
8 *such kindergarten is proposed to be established*, the board of directors shall  
9 establish a kindergarten in connection with the public school *designated in the*  
10 *petition* and shall maintain such kindergarten as long as the annual average  
11 daily attendance therein is not less than fifteen: *And, provided, further, that*  
12 *such petition must be signed by at least fifty persons living within one mile of said*  
13 *public school who are either parents or guardians of one or more children be-*  
14 *tween the ages of four and six.* No one shall be employed to teach in a  
15 kindergarten who does not hold a kindergarten certificate, as provided by  
16 law.







- 1 Introduced by Mr. Bentley, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

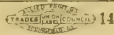
For an Act to amend Section 1 of “An Act to provide for the appointment, qualification and duties of notaries public, and certifying their official acts,” approved April 5, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 1 of “An Act to provide for the  
3 appointment, qualification and duties of notaries public, and certifying their offi-  
4 cial acts,” approved April 5, 1872, in force July 1, 1872, as amended, is amended  
5 to read as follows:

Sec. 1. The Governor may appoint, by and with the advice and consent of  
2 the Senate and commission, as Notaries Public, as many persons resident in the  
3 counties in this State, for which they are appointed, as he may deem necessary,  
4 but no *male* person shall be appointed a Notary Public, who is under *the age of*  
5 *twenty-one years, and no female shall be appointed who is under the age of,*  
6 *eighteen years, and no such person, either male or female, shall be appointed who*  
7 *is not a citizen of the United States, and who has not resided in this State one*  
8 *year preceding such appointment.*





- 1 Introduced by Mr. Ben L. Smith, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Agriculture.

## A BILL

For an Act to amend the title and Sections 1a and 2 of "An Act provided for the licensing of dogs and for the payment of damages, done by dogs to sheep, out of the proceeds of the license fees," approved May 29, 1879, in force July 1, 1879, as amended, and to add Sections 1b, 1c and 1d thereto.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 1a and 2 of "An Act provided  
3 for the licensing of dogs and for the payment of damages, done by dogs to sheep,  
4 out of the proceeds of the license fees," approved May 29, 1879, in force July 1,  
5 1879, as amended, are amended, and Sections 1b, 1c and 1d are added thereto,  
6 said amended and added sections to read as follows:

Sec. 1a. Sections 1, *1b*, *1c*, *1d*, and 2 of this Act shall not apply to the  
2 owners or keepers of dogs, who reside within the limits of a city or village hav-  
3 ing a population of twenty-five thousand or more according to the last preceding  
4 Federal or State census, in which the licensing of dogs is now or may hereafter  
5 be provided for by ordinance.

Sec. 1b. *The assessor shall, at the time such dogs are listed for assessment, collect from each owner or keeper of a dog or dogs, except dogs kept in a kennel licensed under Section 1c hereof, a license fee of one dollar (\$1) for each male dog or spayed female dog, and three dollars (\$3) for each unspayed female dog. Upon the payment of this license fee, the assessor shall deliver to the owner or keeper, for each dog, a license and a metallic tag. The license shall be dated and numbered and shall bear the name of the county issuing it, the name and address of the owner of the dog licensed, and a description of the dog, indicating its breed, sex, age, color, and markings. The assessor shall file a duplicate copy of each license with the county clerk. The metallic tag shall bear the name of the county issuing it, a serial number corresponding with the number on the license, and the calendar year for which it is issued. Every owner or keeper of a dog shall keep a substantial collar around the dog's neck and shall keep the metallic tag firmly attached thereto. Any person becoming the owner of a dog after the assessment has been returned by the assessor, and any owner of a dog for which for any reason the assessor has failed to collect a license fee, may, at any time, apply to the county clerk, and upon payment of the required fee, procure a license and a metallic tag.*

Sec. 1c. *Any person who keeps or operates an establishment, wherein or whereon dogs are kept for the purpose of breeding, sale or for sporting purposes, hereinafter called a "kennel," may, in lieu of the individual license and individual license fee required under Section 1b of this Act, apply on or before the first day of April of each year to the county clerk, of the county in which such kennel is located, for a license entitling him to keep or operate such kennel. Such license shall entitle the licensee to keep at any time any number of dogs not exceeding the number specified in the license, and shall be effective until the first day of April of the calendar year following. The fee to be paid for each kennel license shall be ten dollars (\$10) for twenty dogs or less, and twenty-five (\$25) for more than twenty dogs. With each kennel license, the county clerk shall*



12 *issue a number of metallic tags equal to the number of dogs authorized to be kept*  
13 *in the kennel. All such tags shall bear the name of the county issuing the same,*  
14 *the number of the kennel license, and shall be readily distinguishable from the*  
15 *individual metallic tags for the same year provided for in Section 1b hereof. Any*  
16 *person who becomes the keeper or operator of a kennel after the first day of April*  
17 *of any year may apply to the county clerk, and upon payment of the required fee,*  
18 *procure a kennel license and kennel tags for such kennel. Such license shall be*  
19 *effective until the first day of April following.*

Sec. 1d. *The licensee of a kennel shall, at all times, keep one of such tags*  
2 *attached to the collar of each dog kept by him within the kennel. No dog bearing*  
3 *a kennel tag only shall be permitted to stray, or be taken anywhere outside the*  
4 *limits of the kennel. However, this section does not prohibit the keeping of dogs*  
5 *within the kennel under leash, or the taking of such dogs under leash outside the*  
6 *limits of such kennel for breeding, sale or show purposes, without having such*  
7 *tags attached thereto.*

Sec. 2. *It shall be the duty of the county clerk of each county to provide*  
2 *the individual license forms, the kennel license forms, the individual metallic tags,*  
3 *and the kennel metallic tags herein mentioned; and to keep a record of the indi-*  
4 *vidual license forms and the individual metallic tags delivered to each assessor,*  
5 *and the number thereof returned at the time of returning the list by such*  
6 *assessor. The county clerk shall also keep a record of all kennel licenses and*  
7 *kennel tags issued by him. Such records shall be open to public inspection at all*  
8 *reasonable times.*

9 *All license fees collected in accordance with the provisions of this Act shall*  
10 *be paid into the county treasury, and shall be kept in a separate fund to be known*  
11 *as the county dog license fund.*

Sec. 2. *The title of said Act is amended to read as follows: "An Act pro-*  
2 *viding for the licensing of dogs, and for the payment of damages, done by dogs to*  
3 *sheep, out of the proceeds of the license fees.*





1 Adopted March 22, 1921.

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AMENDMENT NO. 1

Amend House Bill No. 234 by striking out in line 14 of Section 1b the words  
2 “any person becoming the owner of a dog” and in line 15 the words “after the  
3 assessment has been returned by the assessor, and”

AMENDMENT NO. 2.

Amend House Bill No. 234 by striking out in line 15 of Section 1b the small  
2 “a” of the word “any” and substitute capital “A.”

AMENDMENT NO. 3.

Amend House Bill No. 234 by striking out in lines 16 and 17 of Section 1b  
2 the words, “may, at any time,” and substitute therefor the words “shall, within  
3 thirty days.”

AMENDMENT NO. 4.

Amend House Bill No. 234 by striking out in line 17 of Section 1c the word  
2 “may” and substitute therefor the words “shall within thirty days.”





1 Adopted March 30, 1921.

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## AMENDMENT NO. 5.

Amend printed House Bill No. 234, on page 3, in Section 2, by adding at the  
2 end of said section the following:

3 “At the September meeting, the county board shall distribute to the several  
4 townships or road districts all money in the county dog license fund which has  
5 not been expended for the purpose specified in this Act.

6 The distribution to the townships or road districts shall be in proportion  
7 to the payments made into that fund from the townships or road districts for  
8 that year. The money after distribution shall be used for road and bridge pur-  
9 poses by the several townships and road districts.”







- 1 Introduced by Mr. Williston, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to add Sections 42a, 42b, 42c, 42d and 42e to the "Motor Vehicle Law," approved June 30, 1919, in force January 1, 1920.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 42a, 42b, 42c, 42d and 42e are  
3 added to the "Motor Vehicle Law," approved June 30, 1919, in force January 1,  
4 1920, said sections to read as follows:

Sec. 42a. *No person shall operate any motor vehicle, along or upon any*  
2 *public street or highway in this State, for the carriage of passengers for hire,*  
3 *indiscriminately accepting and discharging such persons as may offer them-*  
4 *selves for transportation, along the course on which such vehicle is operated, or*  
5 *for the carriage of freight for hire, indiscriminately accepting and delivering*  
6 *such freight, as may be offered for transportation along such course, unless he*  
7 *shall—*

8 (1) *File with the Secretary of State, a sworn statement of his ability to pay*  
9 *all damages which may result from any and all accidents due to the negligent use*  
10 *or operation of such vehicle; or*

11       (2) *File with the Secretary of State security, indemnity or a bond guaran-*  
12 *teeing the payment by him of all such damages; or*

13       (3) *Insure to a reasonable amount his liability to pay such damages; and*  
14 *unless he shall*

15       (4) *File with the Secretary of State, as often as that official shall in writing*  
16 *demand, in form prescribed by that official, evidence of his compliance with the*  
17 *provisions of this section.*

18       *And in case one person operates two or more motor vehicles for such*  
19 *purpose or purposes, he shall file proof of his ability to pay damages, or security,*  
20 *indemnity or bond or insurance against damages, to the amount of ten thousand*  
21 *dollars (\$10,000) for each motor vehicle so operated, and shall make such proof*  
22 *or furnish such security, indemnity, bond or insurance to cover all the motor*  
23 *vehicles at one and the same time.*

      Sec. 42b. *The sworn statement of financial ability, security, indemnity,*  
2 *bond, or amount of insurance, shall be subject to the approval of the Secretary*  
3 *of State, and upon the approval thereof, the Secretary of State shall send a*  
4 *written notice of such approval to the person submitting the same for approval.*  
5 *The filing with the Secretary of State of evidence of compliance with Section*  
6 *42a of this Act shall constitute such compliance until ten days after written*  
7 *notice of disapproval thereof has been sent by the Secretary of State to the*  
8 *person submitting such evidence.*

      Sec. 42c. *Whenever the Secretary of State refuses to approve the sworn*  
2 *statement of financial ability, security, indemnity, bond, or amount of insurance,*  
3 *above mentioned, the person presenting such for approval may, within thirty days*  
4 *thereafter, file a petition in the circuit court of Sangamon County, against the*  
5 *Secretary of State, officially as defendant, alleging therein under oath and in*  
6 *brief detail, the plaintiff's right to operate such motor vehicle in the manner men-*  
7 *tioned in Section 42a hereof, and praying that the Secretary of State be required*  
8 *to approve such sworn statement of financial ability, security, indemnity, bond,*

9 or amount of insurance. The court may make such orders and decrees as the  
10 equities and exigencies of the case may require. Judgment against the plaintiff  
11 shall be final, but shall not bar his right to file new statements or documents  
12 under the provisions of this Act.

Sec. 42d. Whenever the Secretary of State shall find that any corporation,  
2 company, association, aggregation of individuals, or other insurer effecting motor  
3 vehicle liability insurance in this State shall be insolvent, financially unsound or  
4 unable to meet fully all liabilities assumed or to be assumed for such liability  
5 insurance in this State, the Secretary of State may, after reasonable notice and  
6 hearing, order that such corporation, company, association, aggregation of indi-  
7 viduals, or other insurer shall, from and after the date set in such order, discon-  
8 tinue the writing of such liability insurance in this State. Subject to such modifi-  
9 cation of said order as the Secretary of State may later make on review of such  
10 order, it shall be unlawful for any such corporation, company, association, aggre-  
11 gation of individuals, or other insurer to effect any such liability insurance in  
12 this State. However, any such corporation, company, association, aggregation of  
13 individuals, or other insurer, so ordered to discontinue the taking of such insur-  
14 ance in this State, may file a petition in the circuit court of Sangamon County,  
15 praying for a review of said order, in the manner provided for the review of  
16 cases in such court where the Secretary of State has refused approval of the  
17 sworn statement of financial ability, security, indemnity, bond or amount of insur-  
18 ance as provided in Section 43c hereof. The court shall make such orders and  
19 decrees as the equities and exigencies of the case require; and judgment against  
20 the plaintiff shall be final.

Sec. 42e. Any person who violates any of the provisions of Section 42a of  
2 this Act shall be fined not less than one hundred dollars (\$100.00) nor more than  
3 one thousand dollars (\$1,000.00), or imprisoned in the penitentiary not more  
4 than one year, or both. The Secretary of State may revoke any or all the certifi-  
5 cates of registration or licenses issued, under the provisions of this Act, to any

6 such person, and may refuse, for any period not longer than one year, to grant  
7 another certificate of registration or license to such person. Any corporation,  
8 company, association, aggregation of individuals, or other insurer who continues  
9 to effect motor vehicle liability insurance in this State after having been ordered,  
10 under the provisions of Section 42d hereof, to discontinue writing such insurance,  
11 shall be fined not less than five hundred dollars (\$500.00) nor more than five thou-  
12 sand dollars (\$5,000.00) for each contract of such insurance effected after the re-  
13 ceipt of such order.

Sec. 2.- This amendatory Act shall take effect January 1, 1922.





- 1 Introduced by Mr. Bippus (by request), February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on License and Miscellaneous.

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## A BILL

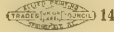
For an Act to amend Section 2 of "An Act to regulate the practice of chiropody in the State of Illinois," approved April 26, 1917, in force July 1, 1917.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 2 of "An Act to regulate the  
3 practice of chiropody in the State of Illinois," approved April 26, 1917, in force  
4 July 1, 1917, is amended to read as follows:

Sec. 2. The definition of the word "chiropody" shall, for the purposes of  
2 this Act, be held to be the local, medical, mechanical, or surgical treatment of the  
3 ailments of the human foot *and hand*, except the use of *general anesthesia*.





- 1 Introduced by Mr. Scanlan, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

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## A BILL

For an Act to amend Section Eleven (11) of an Act entitled, "An Act to provide for the partial support of mothers whose husbands are dead or have become permanently incapacitated for work by reason of physical or mental infirmity when such mothers have children under fourteen years of age, and are residents of the county in which application for relief is made; and, also, to provide for the probationary visitation, care and supervision of the family for whose benefit such support is provided." Approved June 30th, 1913, in force July 1st, 1913, as subsequently amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section Eleven (11) of an Act  
3 entitled, "An Act to provide for the partial support of mothers whose husbands  
4 are dead or have become permanently incapacitated for work by reason of  
5 physical or mental infirmity when such mothers have children under fourteen  
6 years of age, and are residents of the county in which application for relief is  
7 made; and, also, to provide for the probationary visitation, care and supervision  
8 of the family for whose benefit such support is provided," approved June 30th,

9 1913, in force July 1st, 1913, as subsequently amended, be amended to read as  
10 follows:

Sec. 11. Such relief shall be granted by the court only upon the following  
2 conditions:

3 (1) The child or children for whose benefit the relief is granted must be  
4 living with the mother of such child or children; (2) the court must find that it is  
5 for the welfare of such child or children to remain at home with the mother; (3)  
6 the relief shall be granted only when in the absence of such relief the mother  
7 would be required to work regularly away from her home and children, or when  
8 in the absence of such relief it would be necessary to commit such child or chil-  
9 dren to a dependent institution and when by means of such relief she will be able  
10 to remain at home with her children, except that she may be absent for work a  
11 definite number of days each week to be specified in the court's order, when such  
12 work can be done by her without the sacrifice of health or the neglect of home  
13 and children; (4) such mother must, in the judgment of the court, be a proper  
14 person, physically, mentally and morally fit, to have the care and custody of her  
15 children; (5) the relief granted shall, in the judgment of the court, be necessary to  
16 save the child or children from neglect; (6) a mother shall not receive such relief  
17 who is the owner of real property or personal property other than the household  
18 goods, but no mother who shall be the holder of, or entitled to, a homestead  
19 under the exemption laws of this State, or who is the holder of, or entitled to a  
20 dower right in real estate, provided the fair cash market value of *her net*  
21 *interest in* said real estate, *over and above all encumbrances thereon*, is not  
22 *worth* more than one thousand (\$1,000) dollars, shall be denied relief under the  
23 provisions of this Act; (7) a mother shall not receive such relief who has not re-  
24 sided in the county where the application is made at least three years next  
25 before making such application; (8) a mother shall not receive such relief if her  
26 child or children has or have relatives of sufficient ability, and who shall be obli-  
27 gated by the finding and judgment of the court by competent jurisdiction, to  
28 support them.



- 1 Introduced by Mr. Searcy, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to prohibit the organization and operation in this State of Associations formed under any written instrument or declaration of trust for the purpose of carrying on a business.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That it shall be unlawful for individuals  
3 of this State or any other State, territory or foreign country to organize or  
4 carry on any business for pecuniary profit in this State under any written instru-  
5 ment or declaration of trust, the beneficial interest under which is divided into  
6 transferable certificates of participation or shares in which it is sought in said  
7 written instrument or declaration of trust to limit the liability of investors to the  
8 amount contributed by each.

Sec. 2. Any person or persons violating the provisions of this Act shall be  
2 deemed guilty of a misdemeanor and on conviction thereof, shall, for the first  
3 offense, be fined not less than one hundred dollars (\$100.00) nor more than one  
4 thousand dollars (\$1,000.00) or be imprisoned in the county jail for not more than



5 one year, or be punished by both such fine and imprisonment, and for the  
6 second or any subsequent offense shall be fined not less than one hundred dollars  
7 (\$100.00) nor more than five thousand dollars (\$5,000.00) and be imprisoned in  
8 the county jail for not exceeding two years or be punished by both such fine and  
9 imprisonment.



1 Adopted March 31, 1921.

AMENDMENT NO. 1.

Amend printed House Bill No. 238 by striking all of the paragraph in Section one after the enacting clause and insert in lieu thereof the following:

“That it shall be unlawful for individuals of this State or any other state, territory or foreign country, either for themselves or as agents for others to organize or carry on or transact any business for pecuniary profit in his State under any written instrument or declaration of trust, or to sell or attempt to sell any share or part thereof, the beneficial interest under which is divided into transferable certificates of participation or shares in which it is sought in said written instrument or oral declaration of trust to limit the liability of investors to the amount contributed by each.”

AMENDMENT NO. 2.

Amend House Bill No. 238 by adding thereto Section 3, as follows: Section 3. Any State's Attorney, or the Attorney General may, in his discretion, file a bill or information in equity to enjoin any violation of this Act.





- 1 Introduced by Mr. Tice, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Roads and Bridges.

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## A BILL

For an Act to amend Section 153 of "An Act to revise the law in relation to roads and bridges," approved June 27, 1913, in force July 1, 1913, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 153 of "An Act to revise the law in relation to roads and bridges," approved June 27, 1913, in force July 1, 1913, as amended, is amended to read as follows:

Sec. 153. It shall be unlawful for any itinerant person or persons on any public highway in this State to either hitch or turn loose any stock, cows, horses or other animals for the purpose of feeding the same, or to camp on such highway of this State for a period to exceed twelve hours in any one township or road district.

And it shall be unlawful for any itinerant person to camp for any length of time on any highway adjacent to any school ground, church or cemetery at a place opposite such school ground, church ground or cemetery, or on a public highway, at any place within one hundred yards of any house of residence

10 *without having first obtained the consent of the person or persons having con-*  
11 *trol of such school ground, church ground or cemetery or house of residence.*

12       Any legal voter or resident of this State may enter complaint before any  
13 court having jurisdiction against any person or persons found violating this  
14 section, and it shall be the duty of such court to issue a warrant for the arrest  
15 of such violators and have them brought forthwith before said court for exam-  
16 ination, and if found guilty of such violation, as charged, shall be fined in a sum  
17 not less than ten dollars (\$10) or exceeding fifty dollars (\$50) for each such  
18 offense, at the discretion of such court. It shall be the duty of the commis-  
19 sioner of highways to enforce the provisions of this section, and to that end pro-  
20 cure warrants for the arrest of all violators hereof.





- 1 Introduced by Mr. Krump, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Charities and Cor-  
rections.

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## A BILL

For an Act to amend Sections 15 and 16 of “An Act to revise the law in relation to the commitment and detention of lunatics, and to provide for the appointment and removal of conservators, and to repeal certain Acts therein named,” approved June 21, 1893, in force July 1, 1893, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 15 and 16 of “An Act to revise  
3 the law in relation to the commitment and detention of lunatics, and to provide  
4 for the appointment and removal of conservators, and to repeal certain Acts  
5 therein named,” approved June 21, 1893, in force July 1, 1893, as amended, are  
6 amended to read as follows:

Sec. 15. All insane persons admitted to any State hospital or asylum for  
2 the insane shall be maintained and treated, while in the institution, at the ex-  
3 pense of the State, *including* the cost of clothing; *but* transportation and other in-  
4 cidental expenses not constituting any part of the maintenance or treatment,

5 shall be defrayed at their own expense, or that of the county from which they  
7 were admitted.

Sec. 16. It shall be the duty of the county judge, at the time of each inquest  
2 in lunacy, to inquire into the pecuniary condition of the person alleged to be  
3 insane and that of the relatives who are bound by law to maintain him. Patients  
4 committed to any State hospital or asylum for the insane shall be designated as  
5 private or county patients. Private patients are such as are of sufficient pecu-  
6 niary ability to pay their own incidental expenses while in the institution, and  
7 all others shall be entered upon the docket as county patients.



- 1 Introduced by Mr. Smejkal, February 24, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

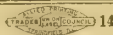
For an Act to make an appropriation to meet the expenses in the office of the Attorney General, to be incurred prior to July 1, A. D. 1921.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
*represented in the General Assembly:* That the sum of forty-four thousand five  
hundred dollars (\$44,500.00) be and the same is hereby appropriated to the  
Attorney General to provide funds necessary to carry on the business of the  
State to July 1, 1921, and for other purposes herein named :  
For traveling expenses of miscellaneous employees .....\$ 2,000.00  
For increased rental of Chicago Inheritance Tax office..... 2,500.00  
For salaries and wages, including services of experts and investi-  
gators ..... 40,000.00

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed,  
upon the presentation of proper vouchers to draw his warrants for the amounts  
above appropriated, or so much thereof as may be necessary, and the State

4   Treasurer is hereby authorized and directed to pay the same out of any moneys  
5   in the treasury not otherwise appropriated.

      Sec. 3. Whereas, the moneys hereby appropriated are immediately required,  
2   therefore, an emergency exists, and this Act shall take effect and be in full  
3   force from and after its passage.



1 Introduced by Mr. Smejkal, February 24, 1921.

2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For "An Act to amend Sections 4, 12, 15, 24, 27, 28, 30, 32, 33, 58, 59, 63, 73, 74, 75, 82, 87, 90, 97, 102, 105, 109, 110, 111, 112, 116, 126, 128, 129, 131, 151, 154, of an Act entitled "An Act in relation to corporations for pecuniary profit," approved June 28, 1919, and in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Sections 4, 12, 15, 24, 27, 28, 30, 32,  
3 33, 58, 59, 63, 73, 74, 75, 82, 87, 90, 97, 102, 105, 109, 110, 111, 112, 116, 126, 128, 129,  
4 131, 151, 154, of an Act entitled, "An Act in relation to corporations for pecuni-  
5 ary profit," approved June 28, 1919, and in force July 1, 1919, be amended to  
6 read as follows:

Sec. 4. Whenever three or more adult persons, citizens of the United  
2 States of America, at least one of whom shall be a citizen of this State, shall  
3 desire to form a corporation under this Act, they shall sign, acknowledge *and*  
4 *verify the facts set up therein under oath* before some officer, competent to take



5 acknowledgement of deeds, a statement of incorporation setting forth the fol-  
6 lowing:

7 (1) The names and postoffice addresses, *giving town or city, street and*  
8 *number* of the incorporators;

9 (2) The name of the proposed corporation;

10 (3) A clear and definite statement of the object or objects for which it is  
11 formed;

12 (4) The period of duration;

13 (5) The location of its principal office in this State, giving town, or city,  
14 street and number, if any;

15 (6) The number of shares into which the capital stock is to be divided,  
16 whether all or part of the same shall have a par value, and if so, the par value  
17 thereof, which shall not be less than five dollars, nor more than one hundred dol-  
18 lars, per share, and whether all or part of the same shall have no par value, and  
19 if there is to be more than one class of stock created, a description of the differ-  
20 ent classes, the number of shares in each class, and the relative rights, interests  
21 and preferences each class shall represent;

22 (7) The names and addresses (*giving town or city, street and number*) of  
23 the original subscribers to the capital stock, and the amount subscribed *and*  
24 *amount paid* by each;

25 (8) The total amount of authorized capital stock;

26 (9) The amount of such stock which it is proposed to issue at once (which  
27 shall not be less than one thousand dollars, *all of which must be subscribed*);

28 (10) The payment of at least one-half of the capital stock, which it is pro-  
29 posed to issue at once, with a description of the nature and value of property,  
30 if any, paid for such capital stock;

31 (11) The number, names and postoffice addresses of the directors, by street  
32 and number, at least one of whom shall be a resident of this State, and the term  
33 for which elected;

34 (12) In the case of a building corporation, a specific and definite descrip-  
35 tion of the site for such building;

36 (13) Any other provisions, not inconsistent with law, for the regulation of  
37 the business and the conduct of the affairs of the corporation, and any provisions  
38 creating, defining, limiting and regulating the powers of the corporation, the di-  
39 rectors and the stockholders or any class or classes of stockholders. Such state-  
40 ment shall be filed in duplicate in the office of the Secretary of State on forms pre-  
41 scribed and furnished by the Secretary of State.

Sec. 12. All real estate acquired in the satisfaction of any liability or in-  
2 debtedness, unless the same may be necessary and suitable for the business of  
3 such corporation, shall be offered at public auction at least once every year at the  
4 door of the court house of the county wherein the same may be situated or on the  
5 premises so to be sold, after giving notice thereof, for at least four consecutive  
6 weeks in some newspaper of general circulation published in such county, and if  
7 there be no such newspaper published therein, then in the nearest adjacent  
8 county where such newspaper is published, and such real estate shall be sold  
9 whenever the price offered for it is not less than the claim of such corporation,  
10 including all interests, costs and other expenses. In case such corporation shall  
11 not, within a period of five years, sell such land, either at public or private sale  
12 aforesaid, the State's Attorney shall proceed by information, in the name of the  
13 People of the State of Illinois against such corporation, in the circuit court of  
14 the county in which such land neglected to be sold shall be situated, and such  
15 court shall have *jurisdiction* to hear and determine the *facts* and to order the sale  
16 of such land or real estate at such time and place, subject to such rule as the  
17 court shall establish.

Sec. 15. The directors named in the certificate of incorporation *shall be*  
2 *elected by the subscribers to the capital stock named in such certificate after due*  
3 *and timely notice; and such directors shall*, within sixty days next after incorpo-  
4 ration, meet, elect officers, adopt by-laws, and transact such other business as  
5 may properly come before them.

Sec. 24. The name of a proposed corporation shall indicate that it is a corporation, but the name of a natural person or co-partnership may be assumed when, as a part of the corporate name the word "Corporation", "incorporated", "limited" or the abbreviations thereof, is added.

No corporation organized under this Act shall use, as a part of such name the word "bank", "bankers", "banking", "insurance", "assurance", "surety", "indemnity", "guaranty", "savings", or any abbreviation thereof, *nor shall any corporation other than an "Agency and Loan Corporation" or a "Wage Loan Corporation" use as a part of its title the word "Loan."*

Every trust company shall include the word "trust"; every wage loan corporation shall include the words "wage loan"; every pawners society shall contain the word "pawners"; every co-operative society shall contain the word "Co-operative"; every building corporation shall include the words "building corporation"; every real estate improvement corporation shall include the words "real estate improvement" as a constituent part of its name, and no corporation organized for any other purpose shall have any of these terms as a part of its corporate title.

No corporation shall be organized or admitted to do business in this State with a name the same as, or similar to, that of any other corporation then existing under the laws of this State or authorized to do business in this State.

No corporation shall by certificate of amendment to its articles of incorporation, assume a name the same as or similar to that of any other corporation then existing under the laws of this State or authorized to do business in this State.

Sec. 27. Each corporation incorporated under the laws of this State shall maintain an office or place of business in this State and have an officer or agent, resident of this State, in charge thereof. *Certificate of change of location of business office* shall at once be filed in the office of the Secretary of State of any change of address of such office or place of business.



Sec. 28. *Whenever stock, not previously reported to the Secretary of State*

2 *as issued, has been issued within the authorized limit fixed by an approved*  
3 *statement of incorporation or certificate of increase in capital stock, a statement*  
4 *subscribed and sworn to by the President or Vice-President, and attested by the*  
5 *Secretary or by an assistant secretary, shall be filed in the office of the Secretary*  
6 *of State within ninety days after the issuance of such additional stock pursuant*  
7 *to authorization thereof by the Board of Directors, which statement shall set*  
8 *forth:*

9       (1) *The total amount of the capital stock authorized by the Articles of*  
10 *Incorporation.*

11       (2) *A statement of the additional stock issued since the issuance of certifi-*  
12 *cate of incorporation, the last certificate of increase in capital stock, or the*  
13 *filing of the last statement, and the manner in which it is paid up, with a*  
14 *description and valuation of property, if any, received in payment of such stock*  
15 *and that of the capital stock then issued at least one-half has been paid in, in*  
16 *money or property. Upon receipt of such statement the Secretary of State*  
17 *shall examine the same and if it is in conformity with the provisions of this*  
18 *Act he shall endorse thereon the word "Filed." No issuance of stock subse-*  
19 *quent to the granting of certificate of incorporation or increase in capital stock*  
20 *shall be lawful, unless the statement required by this Section shall have been*  
21 *filed in the office of Secretary of State within the time specified in this Section,*  
22 *and the person to whom such stock was issued may recover from the corpora-*  
23 *tion the amount paid thereon together with interest and his reasonable attor-*  
24 *ney fees.*

25       *Promissory notes shall not be accepted in payment or part payment of stock*  
26 *issued in pursuance of any of the provisions of this Act.*

Sec. 30. *Each certificate for shares of the capital stock shall have stamped*

2 *or printed thereon when issued the amount actually received by the corporation*  
3 *for such stock.*

Sec. 32. The subscription for shares of stock may be payable in such installments and at such time or times as shall be determined by the directors. Any assessment or installment required to be paid shall be levied pro rata upon all shares of such stock of the same class. An action may be maintained in the name of the corporation to recover any portion of an installment which shall remain due and unpaid for a period of twenty days after personal demand therefor, or for a like period after a written demand has been deposited in the post-office, properly addressed to the last known postoffice address of the stockholder. The directors may, by by-laws, prescribe other penalties for a failure to pay installments that may become due, but no penalty working a forfeiture of stock, or of the amounts paid thereon, shall be declared, as against the estate of any decedent before distribution shall have been made, or against any stockholder before personal or written demand has been made, as above provided. In the event of the sale of the shares by reason of any forfeiture, the surplus over the amount due on such shares shall be paid to the delinquent stockholder or to his legal representatives.

Subject to the provisions of this section, the corporation may issue and sell its shares of stock having no par value from time to time for such consideration, not less than five *nor more than one hundred* dollars per share, as may be prescribed in the certificate of incorporation or as from time to time may be fixed by the board of directors pursuant to authority conferred in such certificate. *The consideration received for such shares shall be truthfully stated in all papers required to be filed in the office of the Secretary of State and in case such shares are issued for property the appraised value of such property shall be given.*

Sec. 33. *When by amendment to the Articles of Incorporation an increase in the amount of capital stock may be authorized, the certificate of increase shall set forth:*

(1) *The amount of the capital stock already authorized.*



5       (2) *A statement of the additional stock authorized and the amount to be*  
6 *issued at once and the manner in which it is to be paid up, with a description*  
7 *and valuation of the property, if any, to be received in payment of such stock.*

Sec. 58. *At any time within six months from date of issuance of certifi-*  
2 *cate of incorporation and before the issuance of any part of the capital stock,*  
3 *the incorporators may surrender to the Secretary of State the certificate of in-*  
4 *corporation first issued, and file in lieu thereof a new statement of incorporation.*  
5 *Upon the surrender of such certificate, accompanied with the joint and several*  
6 *affidavits of a majority of the incorporators that no part of the capital stock*  
7 *of such corporation has been issued by virtue of the authority of the certificate*  
8 *as surrendered, or debts incurred the Secretary of State shall file such new*  
9 *statement and shall cancel the filing of the statement first filed and approved.*  
10 *Upon the filing of such new certificate, the same procedure shall be followed as*  
11 *for original incorporation.*

Sec. 59. Whenever the board of directors may desire to amend the articles  
2 of incorporation by changing the name, *location or place of business, number,*  
3 *par value or character, class or preference, of the shares of the capital stock, or*  
4 *the purpose for which such corporation was formed, or by increasing or decreas-*  
5 *ing the capital stock, or by changing the shares from par value to no par value*  
6 *or from no par value to par value, or any combination thereof, or by extending*  
7 *the period of its corporate existence, or by increasing or decreasing the number*  
8 *of directors, they shall give notice of such desire in the notice of the annual*  
9 *meeting of the stockholders, or they may call a special meeting of the stock-*  
10 *holders of such corporation for the purpose of submitting to a vote of the stock-*  
11 *holders such amendment.*

Sec. 63. Upon the adoption of such proposed amendment of the articles of  
2 incorporation, a statement in duplicate to that effect, reciting such action and  
3 the vote by which the same was adopted, verified by *oath of* the president or

4 *vice president* and attested by the *secretary or assistant secretary*, shall be filed  
5 in the office of the Secretary of State. If such statement is in conformity with  
6 law, the Secretary of State shall file the same and shall issue a certificate thereof  
7 to the corporation, as in case of original incorporation. The amendment shall  
8 be effective from the date of filing by the Secretary of State.

Sec. 73. Any stockholder objecting to any action of the corporation in leas-  
2 ing, exchanging or selling all of its corporate assets, or objecting to a merger or  
3 consolidation with another corporation (the corporation acquiring such assets  
4 by lease, exchange, sale, merger or consolidation being hereinafter referred to  
5 as the “acquiring corporation”), shall be obligated to sell and transfer to the  
6 acquiring corporation and the acquiring corporation shall become and be obli-  
7 gated to purchase such share or shares, together with all rights and interests  
8 thereby represented, including all cash or securities or other benefits accruing  
9 to such share or shares, from or by reason of the sale, lease, merger or consoli-  
10 dation at a price equal to the fair value of such share or shares with interest  
11 on such fair value at the rate of five per cent per annum from the date such sale,  
12 lease, merger, or consolidation was consummated. If such fair value and inter-  
13 est is not paid to such objecting stockholder by such acquiring corporation  
14 within thirty days after *receiving knowledge of the consummation of* such sale,  
15 lease, merger or consolidation, then such objecting stockholder may, within sixty  
16 days *thereafter*, file a petition in the circuit court of the county in which the  
17 principal office of the acquiring corporation is located, asking for a finding and  
18 determination of the fair value of such shares of stock. Upon the filing of such  
19 petition, the practice and procedure thereon shall be the same, so far as practi-  
20 cable, as that under the eminent domain laws of this State, but the court shall  
21 have full power and authority to do all things and enter all such orders as it  
22 may deem equitable and just for the purpose of preserving and protecting the  
23 rights of the parties of the proceeding during the pendency thereof. Such fair  
24 values shall be ascertained and determined as of the date of the consummation

25 of such sale, lease, merger or consolidation, and without regard to any deprecia-  
26 tion or appreciation because of or on account of such sale, lease, merger or  
27 consolidation.

28 The court shall enter judgment against such acquiring corporation for the  
29 amount of such fair value, and interest thereon, which judgment may be col-  
30 lected as other judgments at law. Upon the payment of such judgment  
31 such stockholder shall cease to have any interest in such stock or in the property  
32 of the corporation. Such stock may be held and disposed of by the corporation  
33 as it shall see fit.

34 Unless such objecting stockholder shall file such petition within the time  
35 herein limited, such stockholder and those claiming under him shall be conclu-  
36 sively presumed to have authorized, approved and ratified such sale, lease,  
37 merger or consolidation. If at the expiration of thirty days from the time of  
38 the consummation of such sale, lease, merger or consolidation, the person in  
39 whose name such share or shares shall stand, shall not be living, or shall be  
40 under disability, his executor, administrator, guardian, or conservator, as the  
41 case may be, shall be entitled to file such petition within ninety days after  
42 receiving knowledge of the consummation of such sale, lease, merger or con-  
42 solidation.

Sec. 74. The incorporators named in *the* certificate of incorporation, *at any*  
2 *time within one year from the date of issuance of certificate of incorporation*  
3 *and before the issuance of any part of the capital stock and before beginning the*  
4 *business for which the corporation was created, may surrender certificate of in-*  
5 *corporation and all their rights and franchises, by filing in the office of the Sec-*  
6 *retary of State a certificate, verified by their joint and several oaths, that none*  
7 *of the capital stock has been issued and that the amount of the capital stock*  
8 *paid in at date of organization has been returned to those entitled thereto and*  
9 *that such business has not been begun, or any debts incurred and that they*  
10 *surrender all rights and franchises. Thereupon such corporation shall be*  
11 *dissolved.*

Sec. 75. Any corporation organized under any general or special Act of this State, including railroad corporations, may be dissolved in the manner following:

(1) The board of directors shall, when request in writing by the owners of not less than two-thirds of the capital stock outstanding to submit the question of dissolution, submit the same at any annual or special meeting, of which twenty days' notice stating the purpose to submit such question shall be given by mailing a notice thereof to each stockholder and by publication;

(2) At such meeting the stockholders, either in person or by proxy, shall vote, by ballot, for or against the proposition of the dissolution of the corporation;

(3) If two-thirds in amount of all the outstanding capital stock shall vote in favor of such proposition, then dissolution shall be authorized;

(4) The corporation shall then:

(a) Collect all its corporate assets;

(b) Pay and discharge all its corporate debts and liabilities;

(c) Distribute its corporate assets and property among the persons entitled thereto, or, if a stockholder is unknown or cannot be found, or is under disability, deposit the amount due and owing to such stockholder with the State Treasurer, which shall be paid to such stockholder, or to his legal representative, upon making satisfactory proof to the State Treasurer of right thereto;

(5) The corporation shall then submit to the Secretary of State in duplicate a certificate of dissolution, verified by the *oath of the president, or vice-president and attested by secretary or assistant secretary*, setting forth:

(a) The date of meeting of the stockholders at which the dissolution was authorized;

(b) A true copy of the notice of such meeting, together with a certificate of mailing and publication;

(c) A true copy of the resolution authorizing the dissolution;



30 (d) A complete itemized list of all the corporate debts and liabilities at the  
31 time of the passage of such resolution;

32 (e) The date and manner of payment of each debt and liability; *existing*  
33 *at time of passage of such resolution*;

34 (f) A complete itemized list of all its corporate assets and property *distrib-*  
35 *uted to the stockholders*.

36 (g) *The name of each stockholder and the amount of assets distributed*  
37 *received by each, and date of distribution*.

38 (6) If such certificate of dissolution is in conformity with law, the Secre-  
39 tary of State shall file the same and shall issue to such corporation a certificate  
40 of dissolution.

Sec. 82. *If such statement is in conformity with the law, the Secretary of*  
2 *State shall file the same. He shall also issue a certificate subject to the limita-*  
3 *tions and restrictions prescribed by this Act, setting forth: (1) the name of the*  
4 *corporation and the name of state where it was incorporated; (2) the business it*  
5 *is authorized to transact in this State; (3) the amount of its authorized capital*  
6 *stock; (4) the amount it is authorized to use in business in this State; (5) the*  
7 *amount of fee paid; (6) the address of the corporation in this State; (7) the name*  
8 *and address of its agent for service of legal process; (8) the duration for which*  
9 *the license is issued. Upon the approval of such statement such corporation*  
10 *shall have authority to do the business set forth in the certificate issued by the*  
11 *Secretary of State, but subject, however, to the terms and conditions prescribed*  
12 *by this Act.*

Sec. 87. Each foreign corporation licensed to do business in this State shall  
2 keep constantly on file in the office of the Secretary of State an affidavit of the  
3 president or vice-president *and* secretary or assistant secretary or other officer  
4 of the corporation, with the corporate seal of the corporation attached setting  
5 forth the location of its principal business office in this State, and the name and  
6 address in this State of some *corporation organized for that purpose under the*



7 *provisions of this Act*, as its agent or representative on whom service of legal pro-  
 8 cess may be had in all suits that may be commenced against it and as often as  
 9 such corporation shall change the location of its principal business office within  
 10 the State, or change its agent for service of legal process or he shall change his  
 11 address, a new affidavit shall be immediately filed with the Secretary of State by  
 12 such officials of such corporation.

Sec. 90. Any foreign corporation that has paid all fees, due, and has other-  
 2 wise complied with the laws of Illinois, may withdraw from the State by surren-  
 3 dering its license and filing with the Secretary of State an affidavit of the presi-  
 4 dent or vice-president and secretary or an assistant secretary of the corporation  
 5 to the effect that no amount of the capital stock of the corporation is represented  
 6 by property located and business transacted in this State; *and that it agrees that*  
 7 *service thereafter may be had upon the corporation in any suit of law or in equity*  
 8 *based upon contracts or torts or causes of action arising in Illinois during the*  
 9 *time the corporation was licensed to transact business in this State by serving*  
 10 *the person who is the agent of the corporation at the time said certificate of*  
 11 *withdrawal is filed.*

Sec. 97. The Secretary of State shall also charge and collect the following  
 2 fees:

3 (1) For filing<sup>g</sup> and issuing a certificate of amendment to the articles of in-  
 4 corporation twenty dollars;

5 (2) For furnishing certified copy of any paper relating to corporation,  
 6 twenty-five cents per folio of one hundred words and one dollar for certificate  
 7 and seal;

8 (3) For filing certificate of dissolution, one dollar;

9 (4) For recording any railroad agreement, twenty-five dollars, and for fur-  
 10 nishing a certified copy thereof, twenty-five dollars.

11 (5) For filing certificate of extension of corporate existence or merger or  
 12 consolidation of corporation he shall charge the same fees as required for the  
 13 organization of a new corporation;

14       (6) For issuing amended certificate of incorporation before completing the  
15 organization of a corporation, twenty dollars;

16       (7) For filing statement regarding issuing of stock subsequent to original  
17 organization, one dollar;

18       (8) *For filing and issuing a certificate of change of location or place of*  
19 *business office, five dollars.*

Sec. 102. Each corporation, including railroads, domestic and foreign,  
2 other than homestead associations, building and loan associations, banks, relig-  
3 ious corporations, insurance companies, and corporations not from pecuniary  
4 profit, shall make a report in writing to the Secretary of State between the first  
5 day of February and the first day of March of each year *of its business and prop-*  
6 *erty as required by the Secretary of State* for the calendar year ending December  
7 31st, preceding, on forms to be prescribed and furnished by the Secretary of  
8 State. *In case the corporation has not been in existence a year it shall furnish*  
9 *the Secretary of State the information required for the period since it was incor-*  
10 *porated or admitted.* If the corporation keeps its accounts on the basis of a fiscal  
11 year not identical with the calendar year, it shall make such report for the fiscal  
12 year next preceding February first of the year in which such report is made.  
13 Such report shall give the address of the corporation, officers and directors in  
14 this State by street and number. Such annual report shall also disclose such  
15 facts as *are* necessary to enable the Secretary of State to ascertain the propor-  
16 tion of its capital stock represented by business transacted and tangible prop-  
17 erty located in this State and such other information as may be necessary or ap-  
18 propriate in order to assess the annual license fee or franchise tax. Such report  
19 shall be verified by the oath of the president, vice-president, secretary, assistant  
20 secretary *or treasurer* of the corporation, but in case the corporation is in the  
21 hands of an assignee, receiver, or trustee, then such report shall be signed and  
22 verified by such assignee, receiver or trustee.

23       The Secretary of State shall on or before the 15th day of January of each  
24 year forward to each corporation of record in his office a copy of the forms to be

25 used in making the report specified in this Act, but the failure to send or to re-  
 26 ceive such forms shall not relieve the corporation from the duty of making such  
 27 report.

28 The Secretary of State shall publish on or before September first of each  
 29 year a list of corporations making an annual report, and shall furnish a copy  
 30 thereof to each recorder of deeds.

Sec. 105. Each corporation for profit, including railroads, except insurance  
 2 companies, heretofore or hereafter organized under the laws of this State or ad-  
 3 mitted to do business in this State, and required by this Act to make an annual  
 4 report, shall pay an annual license fee or franchise tax to the Secretary of State  
 5 of five cents on each one hundred dollars of the proportion of its capital stock,  
 6 *authorized by its charter in the office of the Secretary of State*, represented by  
 7 business transacted and property located in this State, but in no event shall  
 8 the amount of such license fee or franchise tax be less than *that required by this*  
 9 *Act of corporations having no tangible property or business in this State.*

Sec. 109. The Secretary of State shall, from the annual report filed, assess  
 2 a tax at the rates herein prescribed against each corporation required herein to  
 3 make an annual report.

4 *The Secretary of State shall from the best available information also assess*  
 5 *such tax on all corporations organized or admitted between the veth day of Jan-*  
 6 *uary and the vst day of March.*

Sec. 110. If any corporation fails or refuses to file its annual report within  
 2 the time required by this Act, the Secretary of State shall assess a franchise tax  
 3 against such corporation, based upon *its entire authorized capital stock*, add-  
 4 ing to such assessment a penalty of ten per cent upon such assessment. In the  
 5 notice sent to such corporation, the assessment and the penalty shall be separ-  
 6 ately stated.



Sec. 111. The Secretary of State shall have power to hear and determine  
2 objections to any assessment *within the time specified herein* and, after hear-  
3 ing, to change or modify any assessment.

Sec. 112. Between the first day of February and the fifteenth day of May,  
2 of each year, the Secretary of State shall mail a notice in writing to each corpora-  
3 tion against which a tax is assessed, notifying such corporation of the amount  
4 of the franchise tax assessed against it for the year next ensuing, commencing  
5 on July first, and the amount found by the Secretary of State to be due upon  
6 an increase of capital stock of a foreign corporation represented in this State,  
7 and that objections, if any, to such assessment will be heard by the officer mak-  
8 ing such assessment, *upon request by corporation* on a day not later than the  
10 twenty-fifth day of June. Such notice shall further state that the tax herein  
11 assessed is payable to the officer making the assessment on July first after the  
12 date of the notice. The notice required by this section shall be mailed to the  
13 corporation addressed to its post office address as shown by the records in the  
14 office of the Secretary of State. A failure to receive the notice mentioned in this  
15 section shall not relieve a corporation of the obligation to pay the annual fran-  
16 chise taxes nor shall it invalidate the assessment of the tax.

Sec. 116. In case any corporation shall fail, refuse or neglect to pay the  
2 franchise tax assessed against it on or before the thirty-first day of July, the  
3 Secretary of State shall issue a warrant, under his hand and official seal,  
4 directed to the sheriff of any county in the State, commanding him to collect  
5 and return such franchise tax and penalties. It shall be the duty of the sheriff  
6 receiving such warrant to levy upon and sell the personal property of such cor-  
7 poration to satisfy such franchise tax and penalties, together with the legal  
8 costs and charges of such sheriff. Upon the receipt of such warrant the sheriff  
9 shall proceed upon the same in all respects, with like effect, and in the same  
10 manner as prescribed by law in respect to executions issued against property  
11 upon judgments of courts of record, and shall be entitled to the same fees for

12 the execution of the warrant, to be collected in the same manner. *After proceed-*  
 13 *ing in the manner prescribed, the sheriff shall make the proper and necessary*  
 14 *notations, of the amounts collected, upon the warrant and promptly return it to*  
 15 *the Secretary of State within ninety days from the date of issuance thereof,*  
 16 *with the amount of franchise tax and penalties collected by him, if any.*

Sec. 126. On, or before the fifteenth day of November of each year, the  
 2 Secretary of State shall certify to the Attorney General the names of all cor-  
 3 porations that have neglected to pay the franchise taxes or have neglected to  
 4 file the annual report in accordance with the provisions of this Act, together with  
 5 all facts in relation thereto, and it is hereby made the duty of the Attorney  
 6 General at the earliest practicable moment, in the name of the People of the  
 7 State of Illinois, to institute proceedings for the dissolution of such corporation  
 8 for failure to pay such fees, or for the abandonment and non-user of charter.  
 9 The certificate from the Secretary of State to the Attorney General shall be  
 10 taken and received in all courts and places as *prima facie* evidence of the facts  
 11 therein stated. At any time prior to the institution of suit and upon filing an  
 12 affidavit that the corporation has been continuously in active business and filing  
 13 of a report in the form of an annual report required by this Act, and upon the  
 14 payment of all fees, taxes and penalties due, the Secretary of State shall certify  
 15 to the Attorney General of the filing of the report and the payment of the fees,  
 16 taxes and penalties due.

Sec. 128. No corporation required to pay a franchise tax or fee under the  
 2 laws of this State shall transact any business in this State or maintain any action  
 3 at law or suit in equity, unless such corporation shall have paid such franchise  
 4 tax, or such fees *and penalties* when the same became due and payable *until such*  
 5 *franchise taxes, fees and penalties have been paid in full.*

Sec. 129. In addition to all other fees required by law to be paid, the Sec-  
 2 retary of State shall collect in advance from corporations subject to a franchise  
 3 tax, annual franchise taxes as follows:



4 (1) If a corporation is organized, or admitted to do business in this State,  
5 or its capital stock increased;

6 (a) Between July first of any year (after the year 1919), and September  
7 thirtieth of the same year a franchise tax equal to the full amount of the annual  
8 franchise tax;

9 (b) Between October first of any year (after the year 1919) and December  
10 thirty-first of the same year a franchise tax equal to three-fourths of the annual  
11 franchise tax;

12 (c) Between January first of any year and the last day of February of  
13 the same year, a franchise tax equal to one-half of the annual franchise tax;

14 (d) Between March first of any year and June thirtieth of the same year,  
15 a franchise tax equal to one and one-third of the annual franchise tax.

16 *The franchise tax required by Paragraphs "a," "b" and "c" shall be for*  
17 *authority of the corporation to carry on its corporate business until the thir-*  
18 *tieth day of June following the date of payment of such tax. The fees required*  
19 *in this section shall be based upon the per centum of authorized capital stock*  
20 *as evidenced by latest annual report required to be filed under the provisions of*  
21 *this Act.*

22 The word "between" as sused in this section shall include both dates  
23 specified.

Sec. 131. It shall be the duty of each corporation organized under the laws  
2 of this State to file for record in the office of the recorder of deeds of the  
3 county where its principal office is located, the following papers:

- 4 (1) The certificate of organization;  
5 (2) The certificate of any amendment of its charter;  
6 (3) The certificate of merger or consolidation;  
7 (4) The certificate of dissolution;

8 *Each foreign corporation shall file in the same office, the following papers:*

- 9 (1) *Certificate of Authority to transact business in this State;*

10       (2) *Copy of Certificate of Change of agent for service of legal process or*  
11 *location of company or agent;*

12       (3) *Copy of Certificate of Withdrawal.*

13       Such instruments shall be filed within ten days after the issuance thereof  
14 by the Secretary of State and shall be recorded by the recorder of deeds in a  
15 book kept for that purpose.

Sec. 151. *If any person shall wilfully and knowingly make under oath to*  
2 *the Secretary of State any false statement in connection with this Act he shall*  
3 *be guilty of perjury.*

Sec. 154. The following Acts and parts of Acts are hereby repealed:

2       “An Act in relation to the consolidation of incorporated companies,” ap-  
3 proved March 9, 1867, in force May 9, 1867;

4       Section 1 to 28½ inclusive, of “An Act concerning corporations”, approved  
5 April 18, 1872, in force July 1, 1872;

6       “An Act to provide for changing the names, for changing the places of doing  
7 business, for increasing or decreasing the capital stock, for increasing or de-  
8 creasing the number of directors, for enlarging or changing the objects for  
9 which such corporations were formed, and for the consolidation of incorporated  
10 companies,” approved and in force March 26, 1873 (1872), as amended by an  
11 Act approved June 6, 1889, and in force July 1, 1889, insofar as said Act refers  
12 to any corporation or corporations other than railroads;

13       “An Act authorizing the changing of the number of directors of incorpo-  
14 rated companies in certain cases,” approved and in force May 22, 1877;

15       Section 7-a and 7-b of “An Act to provide for the punishment of persons,  
16 co-partnerships or corporations forming pools, trusts and combinations and mode  
17 of procedure and rules of evidence in such cases,” approved June 11, 1891,  
18 and in force July 1, 1891;

19       “An Act to amend an Act entitled, ‘An Act concerning corporations,’ ap-  
20 proved April 18, 1872, and in force July 1, 1872, by providing for the dissolu-

21 tion of corporations organized or hereafter organized upon the stock plan there-  
22 under by adding thereto four sections to be numbered fifty- fifty-one, fifty-two,  
23 fifty-three, respectively," approved June 17, 1895, and in force July 1, 1895;

24 "An Act concerning real estate agency corporations," approved June 23,  
25 1915, and in force July 1, 1915;

26 "An Act to regulate the admission of foreign corporations for profit to do  
27 business in the State," approved May 18, 1905, and in force July 1, 1905;

28 Sections 1, 2, 3, 4, 5, 6, 8 and 9 of "An Act requiring corporations to make  
29 annual reports to the Secretary of State and providing for cancellation of arti-  
30 cles of incorporation for failure to do so, and to repeal a certain Act therein  
31 named," approved May 10, 1901, and in force July 1, 1901;

32 "An Act regarding fees for the incorporation and increase of capital stock  
33 of companies and corporations in this State," approved June 15, 1895, and in  
34 force July 1, 1895;

35 "An Act to provide for the incorporation of associations for the purpose of  
36 owning certain classes of real estate and defining and limiting the powers of such  
37 corporations," approved June 29, 1917, and in force July 1, 1917;

38 "An Act to provide for the incorporation of co-operative associations for  
39 pecuniary profit," approved May 31, 1887, in force July 1, 1887;

40 "*An Act authorizing the extending of the term of duration in certain cases,*"  
41 *approved June 9, 1911, in force July 1, 1911.*





1 Adopted March 29, 1921.

AMENDMENT NO. 1.

Amend House Bill No. 242, as printed, by striking out the period after the  
2 word "act," page 17, Section 129, line 21, and substituting in lieu thereof a  
3 comma, and by adding the words "if any."

AMENDMENT NO. 2.

Amend House Bill No. 242, as printed, by striking out the letters "veth"  
2 after the word "the," page 14, Section 109, line 5, and substituting in lieu  
3 thereof the word "fifteenth."

AMENDMENT NO. 3.

Amend House Bill No. 242, as printed, by striking out the letters "vst" after  
2 the word "the," page 14, Section 109, line 6, and substituting in lieu thereof the  
3 word "first."

AMENDMENT NO. 4.

Amend House Bill No. 242, as printed, by striking out the word "that," page  
2 3, Section 12, line 9, and substituting in lieu thereof the word "than."

AMENDMENT NO. 5.

Amend House Bill No. 242, as printed, by interpolating after the word  
2 "issuance," page 18, Section 131, line 13, the words "or filing."



## AMENDMENT NO. 6.

Amend House Bill No. 242, as printed, by interpolating after the second  
 2 word "assessment," page 14, Section 110, line 4, the following words: "pro-  
 3 vided that in case such corporation shall file annual report in the office of the  
 4 Secretary of State before the fifteenth day of June of the year in which it is  
 5 due, the Secretary of State shall make an adjustment of the franchise tax as in  
 6 other cases but the filing of such report shall not relieve the corporation from  
 7 the payment of any penalty required by this Act."

## AMENDMENT NO. 7.

Amend House Bill No. 242, as printed, by striking out the words "receiving  
 2 knowledge of the consummation," page 8, Section 73, line 14, and substituting  
 3 in lieu thereof the following words: "a mailing of notice thereof to the stock-  
 4 holder at his last known address as shown by the records of the corporation."

## AMENDMENT NO. 8.

Amend House Bill No. 242, as printed, by striking out the words "receiving  
 2 knowledge," page 9, Section 73, line 42, and substituting in lieu thereof the fol-  
 3 lowing: "mailing of a notice thereof to the stockholder at his last known address  
 4 as shown by the records of the corporation."

## AMENDMENT NO. 9.

Amend House Bill No. 242, as printed, by striking out lines 5 to 12, inclusive,  
 2 page 13, Section 102, and substituting in lieu thereof the following: "day of  
 3 February and the first day of March of each year on forms to be prescribed and  
 4 furnished by the Secretary of State. That part of the annual report relating to  
 5 property and business shall be made as for the calendar year ending December  
 6 thirty-first preceding except in case the corporation keeps its accounts on the  
 7 basis of a fiscal year not identically with the calendar year it shall make report  
 8 for the fiscal year next preceding February first of the year in which such report  
 9 is made. The other information required in such report shall be given as of the  
 10 date of execution of such report. In case the corporation has not been in exist-

11   ence a year it shall furnish the Secretary of State the information required for  
12   the period since it was incorporated or admitted.”

AMENDMENT NO. 10.

Amend House Bill No. 242, as printed, by striking out the words “making an  
2   annual report” after the word “corporations,” page 14, Section 102, line 29, and  
3   substituting in lieu thereof the following words “filing an annual report in  
4   accordance with the provisions of this Act, with the names and addresses of the  
5   president and secretary of domestic corporations or the agent for service of legal  
6   process of foreign corporations.”

AMENDMENT NO. 11.

Amend House Bill No. 242, as printed, by striking out the words in lines 6  
2   and 7, pages 11 and 12, Section 87, and substituting in lieu thereof the following:  
3   “Address in this State of some person *having a permanent office or place of*  
4   *business as its agent or representative on whom service of legal pro-.*”





1 Offered by Committee on Corporations and Judicial Affairs, April 28, 1921.

2 Ordered printed.

#### AMENDMENT NO. 1.

Amend House Bill No. 242 in Senate as printed by interpolating after the  
2 word "Act," page 15, Section 110, line 9, the following words: "but in such  
3 case the penalty of ten per cent shall be based upon the franchise tax as  
4 adjusted."

#### AMENDMENT NO. 2.

Amend House Bill No. 242 in Senate as printed by interpolating after the  
2 word "tax," page 17, Section 129, line 18, the following: "The franchise tax  
3 required by paragraph 'D' of existing corporations increasing their capital  
4 stock shall be for authority of the corporation to employ its increased capital-  
5 ization in this State until the thirtieth day of the second June following, but  
6 such corporation shall still be liable to pay its annual franchise tax upon its  
7 old capital stock in July following in the same manner as required of other  
8 corporations not increasing their capital stock."

#### AMENDMENT NO. 3.

Amend House Bill No. 242 in Senate as printed by interpolating after the  
2 number "102" of the second line of title page 1 the number "104" and also  
3 by interpolating after the number "102", page 1, Section 1, line 3, the num-  
4 ber "104" and by adding after Section 102, page 14, line 35, a new section to  
5 be known as "Section 104", to read as follows, to-wit:

“Sec. 104. It shall be unlawful for the Secretary of State to accept or file  
 2 an annual report of any corporation after the first day of March of any year  
 3 without first collecting from such corporation a fee of twenty dollars, which  
 4 shall be in addition to all other fees or taxes prescribed by this Act, *except*  
 5 *in case such corporation shall present under oath evidence to the Secretary of*  
 6 *State on or before the first day of May of the year in which such report is due*  
 7 *that it was unable to file report within the time prescribed by this Act, owing*  
 8 *to the sickness or absence of the officer whose duty it was to make such report,*  
 9 *or that owing to the inability of the auditor to make an audit of the books*  
 10 *within the time to file such report, or that the report was deposited in the*  
 11 *United States mail, properly addressed and postage paid on or before March*  
 12 *1st, of the year in which the report is due, or in case of return by the Secretary*  
 13 *of State for correction of an annual report received by him for filing within the*  
 14 *time prescribed by this Act.* In addition thereto such corporation shall be  
 15 liable to the penalties hereinafter prescribed.”

#### AMENDMENT NO. 4.

Amend House Bill No. 242 in Senate as printed by interpolating after the  
 2 number “131” of the second line of title page 1 the number “144”; also by in-  
 3 terpolating after the number “131” on page 1, Section 1, line 4, the number  
 4 “144”, and by adding after Section 131, page 18, line 15, a new section, to be  
 5 known as “Section 144”, to read as follows, to-wit:

“Sec. 144. All notices required by this Act, except as otherwise provided  
 2 herein, shall be in writing, and when not personally served, shall be deposited  
 3 in the post office at least *ten* days before the time fixed for the event whereof  
 4 notice is given, properly addressed to the last known post office address of the  
 5 person or corporation entitled to such notice. When a notice is required to be  
 6 published, it shall, unless herein otherwise provided, be published in a news-  
 7 paper of general circulation, published in the county in this State within which  
 8 the principal office or place of business of the corporation is located, once  
 9 each week for three successive weeks.”



## AMENDMENT NO. 5.

Amend House Bill No. 242 in Senate as printed by interpolating after the  
2 word "title", page 4, Section 24, line 17, the following: "*, nor shall certifi-*  
3 *cate of incorporation issue to a Trust Company except upon recommendation*  
4 *of the Auditor of Public Accounts that the incorporators have made arrange-*  
5 *ments with him to comply with an Act entitled, 'An Act to provide for and*  
6 *regulate the administration of trusts by trust companies,' as amended by Act*  
7 *approved and in force April 24, 1899.'*"





1 Introduced by Mr. Geisler, February 24, 1921.

2 Read by title, ordered printed and referred to Committee on License and Mis-  
cellany.

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## A BILL

For an Act to amend section three (3) of an Act entitled, "An Act to revise the law in relation to the practice of the art of treating human ailments," approved June 25, 1917, in force July 1, 1917, as subsequently amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That section three (3) of an Act entitled,  
3 "An Act to revise the law in relation to the practice of the art of treating  
4 human ailments," approved June 25, 1917, in force July 1, 1917, as subsequently  
5 amended, be and the same is hereby amended to read as follows:

Sec. 3. No person shall, except as otherwise provided by this Act, hereafter  
2 be licensed to practice medicine, or any other system or method of treating  
3 human ailments, or midwifery, unless he shall pass a satisfactory examination  
4 conducted by the Department of Registration and Education, pursuant to an  
5 Act entitled, "An Act in relation to the civil administration of the State Gov-  
6 ernment and to repeal certain Acts therein named," approved March 7, 1917, in

7 force July 1, 1917: *Provided*, however, that persons licensed to practice medi-  
8 cine and surgery in foreign states or countries, where the standard of education  
9 and training governing medicine and surgery is not inferior to the standard  
10 which attains in this State, and where similar privileges are granted persons  
11 licensed in this State, shall be licensed without examination, on presentation of  
12 satisfactory proof to such effect and upon payment of the fee, as provided in  
12 section four (4) of this Act.



- 1 Introduced by Mr. Charles Curren, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Farm Drainage.

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## A BILL

For an Act to amend an Act entitled, "An Act to provide for the construction, reparation and protection of drains, ditches and levees across the lands of others for agricultural, sanitary and mining purposes and to provide for the organization of drainage districts," approved May 29, 1879, in force May 29, 1879, as subsequently amended, by amending Section fifty-nine (59) thereof.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act entitled, "An Act to provide  
3 for the construction, reparation and protection of drains, ditches and levees  
4 across the lands of others for agricultural, sanitary and mining purposes and to  
5 provide for the organization of drainage districts," approved May 29, 1879, in  
6 force May 29, 1879, as subsequently amended, be and the same is hereby amended  
7 by amending Section fifty-nine (59) to read as follows:

Sec. 59. If, after an assessment of lands throughout the district has been  
2 made for the purpose of constructing drains or ditches, or enlarging or repairing  
3 the main drains or ditches of said district, according to the profiles, plans and



4 specifications of the commissioners, as reported and confirmed, there remain  
5 lands in particular localities in any original district which maintains a levee as a  
6 part of its work, which are in need of more minute and complete drainage, and  
7 it shall appear to the commissioners that, in their judgment, additional ditches,  
8 drains, outlets, levees, pumping plants or other work are needed in order to  
9 afford more complete drainage, they may prepare a special report as hereinafter  
10 provided and file the same and organize a sub-district in any original district  
11 which maintains a levee as a part of its work, in the manner hereinafter set forth  
12 without the necessity of a petition of the land owners therefor, and in all cases  
13 in any original district *whether such original district maintains a levee as a part*  
14 *of its work or not*, where, upon written application to the commissioners signed  
15 by a majority in number of the adult land owners in such locality owning in the  
16 aggregate more than one-third of the land affected, or by the adult land owners of  
17 a major part of the land in such locality who constitute one-third or more of the  
18 owners of the land affected, it shall appear that additional ditches, drains, outlets,  
19 levees, pumping plants or other work are necessary in order to afford more  
20 complete drainage to such locality, it shall be the duty of such commissioners to  
21 examine such lands, and lay off and make plans, profiles and specifications of  
22 such additional work, and an estimate of the cost of the same and make a special  
23 report thereof, which special report, whether filed on petition of the land owners  
24 or not, shall describe all the lands which will be either benefited or damaged by  
25 such additional work, together with the names of the owners when known; and  
26 said commissioners may use any money in their hands not otherwise appro-  
27 priated to pay the necessary expenses of preparing said special report: *Pro-*  
28 *vided*, said sum to be expended shall in no case exceed the sum of \$500.00; the  
29 special report when prepared by the commissioners shall be filed with the clerk  
30 of the County Court, and the commissioners shall give to all persons whose lands  
31 will be either benefited or damaged, whether they signed an application for addi-  
32 tional work or not, three weeks' notice of the filing and hearing of such report  
33 in the manner required by Section three (3) of this Act; said notice shall state

34 that the commissioners will appear before the County Court at a day mentioned  
35 in said notice, and ask said court for a confirmation of such special report; and  
36 upon said hearing the court shall pass upon said report and may permit the  
37 same to be amended, and if said report is confirmed and approved by the court, a  
38 special assessment of benefits and damages shall be made upon all the lands bene-  
39 fited or damaged by the proposed work, in the manner provided for the making  
40 of the original assessments of the benefits and damages by this Act; and like pro-  
41 ceedings shall be had thereon as in other cases and assessments of benefits and  
42 damages provided by this Act; and said commissioners shall have the power to  
43 cause to be made additional assessments of benefits and damages for the same  
44 purposes and with like proceedings as in cases of additional assessments of  
45 benefits and damages made for original districts under this Act; and the said com-  
46 missioners may cause to be levied an assessment of annual benefits in said sub-  
47 district in the same manner as annual benefits are levied in original districts  
48 under this Act: *Provided*, that if said sub-district does not own or operate a  
49 pumping plant, such annual benefits shall not in any one year amount to more in  
50 the aggregate than a sum which would be produced by a levy of thirty cents per  
51 acre on all the lands within said sub-district.

52 The affidavit of any of the commissioners, or any other creditable person, of  
53 the posting and mailing thereof affixed to a copy of said notice shall be sufficient  
54 evidence of the posting and mailing of said notices, and the certificate of the  
55 publisher of the newspaper in which said notice was published shall be sufficient  
56 evidence of the publication of such notice.

57 Upon confirmation of said special report by the court, it shall be the duty of  
58 the court to declare all the lands found to be affected by the work proposed by  
59 said special report to be organized into a sub-district, and all assessments re-  
60 ceived and collected in such sub-district, for the work of such sub-districts, shall  
61 be kept as a separate fund belonging to such sub-district, and said commis-  
62 sioner (s) shall have the power if necessary to issue bonds against any assess-

63 ment or assessments in said sub-district in the same manner as bonds are issued  
64 in original districts.

65 The commissioners of the principal district shall be ex-officio commissioners  
66 of the sub-district.

67 Any lands lying outside of any sub-district as organized, the owner or  
68 owners of which shall thereafter make connections with any ditch or drain  
69 within any sub-district, or whose lands are or will be benefited by the work of  
70 such sub-district, shall be deemed to have made voluntary application to be  
71 included in such sub-district and thereupon the commissioners shall make com-  
72 plaint as provided in Section 58 of this Act as to lands lying outside of a  
73 drainage district as organized, and like proceedings shall be made thereon as in  
74 cases of complaints made under said Section 58.

#### STATEMENT AS TO PROPOSED AMENDMENT.

75 It will be observed that the only change proposed is in the description of  
76 Original Districts in which written application is made to the commissioners by  
77 the same number of land owners required on a petition for the organization of an  
78 original district under this Act.

79 The present phraseology is advisedly left to apply to districts in which the  
80 commissioners are empowered to act of their own motion. In such districts it  
81 was not thought wise to allow the commissioners to change a district from a  
82 purely drainage district to a levee district, but no objection is perceived to allow-  
83 ing the majority of the land owners to make such a change. The number of  
84 signers of the written application being the same as required on an original  
85 petition.



- 1 Introduced by Mr. Charles Curren, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 3 of "An Act in relation to corporations for pecuniary profit," approved June 28, 1919, in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 3 of "An Act in relation  
3 to corporations for pecuniary profit," approved June 28, 1919, in force July 1,  
4 1919, is amended to read as follows:

Sec. 3. Corporations may be organized hereunder for any one of the follow-  
2 ing purposes:

3 "Building corporations," for acquiring, owning, erecting, leasing or operat-  
4 ing only one building and the site therefor; "Agency and loan corporations," for  
5 the purpose of acting as agents for others in the purchase, sale, renting and man-  
6 agement of real estate and leasehold interests in the operation of an insurance  
7 agency business, in the negotiation of loans on real estate and leasehold interests,  
8 *and for the purpose* of lending money on bonds or notes secured by mortgages  
9 or trust deeds on real estate or leaseholds or on the mortgage bonds of industrial



10 or railroad companies or of any public service corporation, or on any State,  
11 municipal, or quasi-municipal bonds, or for the purpose of buying, selling, pledg-  
12 ing, mortgaging or otherwise dealing in any of such securities; *and for the pur-*  
13 *pose of acting as trustee in connection with any of the foregoing securities.*

14 “Real estate improvement corporations,” for the purpose of owning land,  
15 erecting residences thereon, and selling or leasing such land or residences, which  
16 land so owned shall be situated only in the county in which its principal office is  
17 located.

18 No corporation organized for one of the purposes specified in this Section  
19 shall have any other object or purpose.





- 1 Introduced by Mr. Gregory, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Banks, Banking and  
Building and Loan Associations.

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## A BILL

For an Act to add Section 42½ to Division 1 of “An Act to revise the law in relation to criminal jurisprudence,” approved March 27, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 42½ is added to Division 1 of  
3 “An Act to revise the law in relation to criminal jurisprudence,” approved  
4 March 27, 1874, in force July 1, 1874, as amended, the added section to read as  
5 follows:

Sec. 42½. *Whoever, employing any minor in any position of trust, entrusts*  
2 *him with the care of money, or convertible securities of the value of ten thousand*  
3 *dollars (\$10,000) or more, is guilty of a misdemeanor and shall be punished by*  
4 *a fine of not less than fifty dollars (\$50.00), nor more than one thousand dollars*  
5 *(\$1,000.00), or by imprisonment for not more than six (6) months, or by both fine*  
6 *and imprisonment.*





- 1 Introduced by Mr. Little, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to add Section 126a to Division I of "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended:

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: Section 126a is added to Division I of "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874, in force July 1, 1874, as amended, to read as follows:*

Sec. 132a. *Any person who wagers or bets money or any other thing of value upon the result of any baseball game, football game, basketball game, boxing contest, wrestling match, or on any other athletic contest, or on any play, round, event or on any part of any such contest, shall be fined not less than ten dollars (\$10.00), nor more than five hundred dollars (\$500.00), or imprisonment in the county jail not exceeding six months, or both.*





- 1 Introduced by Mr. Lyon, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to amend an Act entitled, "An Act to prohibit fraternities, sororities and secret societies in the public schools of the State, and to provide for the enforcement of the same," approved June 28, 1919, and in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act entitled, "An Act to prohibit  
3 fraternities, sororities and secret societies in the public schools of the State, and  
4 to provide for the enforcement of the same," approved June 28, 1919, and in force  
5 July 1, 1919, be amended to read as follows:

Sec. 2. That any public school, fraternity, sorority or secret society is hereby  
2 declared to be an organization inimical to the public good.

Sec. 3. That it shall be the duty of school directors, boards of education,  
2 school inspectors, and other corporate authority managing and controlling any  
3 of the public schools of this State, to suspend or expel from the schools under  
4 their control any pupil of such school who shall be or remain a member of or  
5 shall join or promise to join, or who shall become pledged to become a member



6 of or who shall solicit any other person to join, promise to join or be pledged to  
7 become a member of any such public school fraternity, sorority or secret society.

Sec. 4. It shall be unlawful from and after the passage of this Act for any  
2 person not enrolled in any public school of this State to solicit any pupil enrolled  
3 in any such public school of this State to join or to pledge himself or herself to  
4 become a member of any such public school fraternity, sorority or secret society  
5 or to solicit any such pupil to attend a meeting thereof or any meeting where the  
6 joining of any public school fraternity, sorority or secret society shall be  
7 encouraged. Any person violating this section of this Act shall be deemed guilty  
8 of a misdemeanor and shall be fined not less than twenty-five dollars (\$25.00) nor  
9 more than one hundred dollars (\$100.00) for each and every offense.

Sec. 5. The provisions of this Act shall not apply to fraternities, sororities  
2 or secret societies in the University of Illinois or any of the State Normal  
3 schools nor to students of these institutions in their relation to such organizations  
4 in these institutions.



- 1 Introduced by Mr. McCabe, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Paragraph a of Section 8, of an Act entitled, "An Act to promote the general welfare of the people of this State by providing compensation for accidental injuries or death suffered in the course of employment within this State; providing for the enforcement and administering thereof, and a penalty for its violation, and repealing an Act entitled, 'An Act to promote the general welfare of the people of this State by providing compensation for accidental injuries or death suffered in the course of employment,' approved June 10, 1911, in force May 1, 1912," approved June 28, 1913, in force July 1, 1913, with amendments in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Paragraph a of Section 8, of an Act  
3 entitled, "An Act to promote the general welfare of the people of this State by  
4 providing compensation for accidental injuries or death suffered in the course of  
5 employment within this State; providing for the enforcement and administering  
6 thereof, and a penalty for its violation, and repealing an Act entitled, 'An Act  
7 to promote the general welfare of the people of this State by providing compensa-  
8 tion for accidental injuries or death suffered in the course of employment,'

9 approved June 10, 1911, in force May 1, 1912," approved June 28, 1913, in force  
10 July 1, 1913, with amendments in force July 1, 1919, be amended so as to read as  
11 follows:

Sec. 8. The amount of compensation which shall be paid to the employee  
2 for an injury not resulting in death shall be:

3 (a) The employer shall provide the necessary first aid medical and surgical  
4 services; all necessary hospital services during the period for which compensa-  
5 tion may be payable; also all necessary medical and surgical services for a period  
6 not longer than eight weeks, not to exceed, however, an amount of two hundred  
7 dollars, and in addition such medical or surgical services in excess of such  
8 limits as may be necessary during the time such hospital services are furnished.  
9 All of the foregoing services shall be limited to those which are reasonably  
10 required to cure and relieve from the effects of the injury. The employee may  
11 elect to secure his own physician, surgeon or hospital services at *his employer's*  
12 expense.



1 Introduced by Mr. McClugage, March 1, 1921.

2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act to make an appropriation to the National Implement and Vehicle Show.

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**SECTION 1.** *Be it enacted by the People of the State of Illinois,*

2 *represented in the General Assembly:* The sum of \$200,000 is appropriated  
3 to the National Implement and Vehicle Show of Peoria, Illinois, to provide for  
4 the proper exhibit of swine by the National Swine Show, sponsored by the Na-  
5 tional Swine Growers' Association. The purposes of this appropriation are as  
6 follows:

7 (a) To erect a building to house at least twelve hundred pens of hogs;

8 (b) To erect a building suitable for a double show ring and with a seating  
9 capacity of not to exceed three thousand persons;

10 (c) To construct necessary switch tracks and unloading platforms;

11 (d) To provide for water mains, suitable roads and sidewalks, and for the  
12 removal of such buildings as may be necessary on the present grounds of said  
13 National Implement and Vehicle Show; and

14 (e) To provide a suitable entrance for said National Swine Show.

Sec. 2. The appropriation herein made shall be subject to the execution by  
2 said National Implement and Vehicle Show of a bond to the People of the State  
3 of Illinois in the penal sum of \$250,000, with good and sufficient securities,  
4 approved by the Attorney General and filed with the Secretary of State, condi-  
5 tioned that said National Implement and Vehicle Show shall conduct a National  
6 Swine Show in the City of Peoria, Illinois, annually for a period of five years  
7 beginning with the year 1921. In the event of default on said bond, the Attorney  
8 General shall take necessary steps to enforce the same.

Sec. 3. Upon presentation of a certificate of the Secretary of State, stating  
2 that said bond has been filed in his office, the Auditor of Public Accounts shall  
3 draw his warrant upon the State Treasurer for the sum herein appropriated.

Sec. 4. Because of an emergency, this Act shall take effect upon its passage.





- 1 Introduced by Mr. Petlak, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

## A BILL

For an Act to amend Sections 9, 17 and 19 of "An Act for the assessment of property and providing the means therefor, and to repeal a certain Act therein named," approved February 25, 1898, in force July 1, 1898, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Sections 9, 17 and 19 of "An Act for the assessment of property and providing the means therefor, and to repeal a certain Act therein named," approved February 25, 1898, in force July 1, 1898, as amended, are amended to read as follows:

Sec. 9. All real property subject to taxation under the general revenue laws of the State, including real estate becoming taxable for the first time, shall be assessed for the year 1899, and every fourth year thereafter, with reference to the amount owned on the first day of April in the year in which the same is assessed, including all property purchased on that day, which assessment shall be known as the general assessment, and as modified or equalized or changed as provided by law, shall be the assessment upon which taxes shall be levied and

8 extended during the quadrennial period for which the same is made. *Between*  
9 *the first day of April and the first day of June of the year 1899, and of each*  
10 *fourth year thereafter, all such property shall be listed in the name of the owner*  
11 *thereof by the persons hereinafter named:*

12 *First. Every person of full age and sound mind, being a resident of this*  
13 *State, shall list all his real property of whatsoever kind.*

14 *Second. He shall also list all the real property controlled by him as agent*  
15 *or attorney, or on account of any other person or corporation.*

16 *Third. The property of a minor child shall be listed by its guardian; if*  
17 *he has no guardian, then by the father, if living; if not, by the mother, if living;*  
18 *and if neither father or mother be living, by the person having such property in*  
19 *charge.*

20 *Fourth. The property of an idiot, lunatic, drunkard or spendthrift shall*  
21 *be listed by his conservator; or if he has no conservator, by the person having*  
22 *such property in charge.*

23 *Fifth. The property of a wife shall be listed by her husband, if of sound*  
24 *mind; if not, by herself.*

25 *Sixth. Property held in trust shall be listed by the trustee thereof.*

26 *Seventh. The property of a body politic or corporate shall be listed by the*  
27 *president, or proper agent or officer thereof; if the property of a corporation is*  
28 *in the hands of receivers, it shall be listed by such receivers.*

29 *Eighth. The property of a firm or company shall be listed by a partner or*  
30 *agent thereof.*

31 *Each person listing such property shall list the same by items, stating the*  
32 *amount, the name and the address of the owner, and the fair cash value of each*  
33 *item as of the first day of April of the year in which such property is listed.*  
34 *Each list shall be subscribed and sworn to by the person making the same before*  
35 *the assessor, or some other person authorized by law to administer oaths. All*  
36 *such lists shall be delivered to the assessor on or before the first day of June fol-*  
37 *lowing.*

38 No assessment of real property shall be considered as illegal by reason of  
39 the same not being listed or assessed in the name of the owner or owners thereof.

Sec. 17. The assessor shall furnish to each person required to list personal  
2 property a printed blank schedule, forms to be furnished by the Auditor of Public  
3 Accounts, upon which shall be printed a notice substantially as follows:

4        “This schedule must be filled out *and the fair cash value of each article or*  
5 *item given* as well as the amount of money required to be returned. *If you list*  
6 *property belonging to another, you are, in addition, to state the name and*  
7 *address of the owner of such property. This schedule, so filled out, must be sub-*  
8 *scribed and sworn to by you, and returned to me in person or by mail at.....*  
9 *.....(Address) on or before.....*

10 Only one-half of the several amounts will be taken and assessed for the purpose  
11 of taxation.

12 (Signature).....  
13 Assessor."

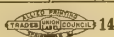
14       There shall also be printed upon such blank the schedule now required by  
15 law, and the following, which is a part of this section: Every person required to  
16 list personal property or money shall fill out such schedule in accordance with law,  
17 giving the numbers, amounts, quantity, quality and *the fair cash value* of all the  
18 articles *or items* enumerated in said schedule by him possessed, or under his  
19 control, required to be listed for taxation. *If property of another person is listed,*  
20 *the name and address of the owner of such property shall also be given. Such*  
21 *schedule, so filled out in the manner above required, shall be subscribed and*  
22 *sworn to by the person making the same, and shall be returned to the assessor,*  
23 *in person or by mail, at the time required. The assessor shall examine the fair*  
24 *cash value of all items of personal property, including all grain on hand on the*  
25 *first day of April, as well as the amounts of notes, accounts, bonds and moneys,*  
26 *as given in said schedule, and shall revise the several amounts according to his*  
27 *best knowledge, information and judgment, and shall set down the same as*  
28 *accepted or revised by him, in a column headed "full value," and assess the*

29 same at one-half part thereof, and set down said one-half part thereof in a  
30 column headed "assessed value," which last amount shall be the assessed value  
31 thereof for all purposes of taxation. The assessor or some person authorized by  
32 law to administer an oath, shall administer the oath required in this section.

Sec. 19. The assessor shall require every person to make, sign and swear to  
2 the *list or schedule of his real and personal property* provided for in this Act.  
3 Any person *who* shall *fail or* refuse to make any *list or* schedule herein required,  
4 or to subscribe and swear to the same, *shall be fined not less than \$200 nor more*  
5 *than \$5,000, or imprisoned in the penitentiary for a term not less than six months*  
6 *nor more than five years, or both,* and the assessor shall list the property of such  
7 person according to his best knowledge, information and judgment, at its fair  
8 cash value, and shall add to the valuation of such *list or schedule* an amount equal  
9 to fifty per cent of such valuation.

10 Whoever in making any such *list or* schedule shall wilfully swear falsely in  
11 any material matter shall be guilty of perjury and punished accordingly.





1 Introduced by Mr. Roderick, March 1, 1921.

2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 9 of an Act entitled, "An Act to revise the law in relation to recorders," approved March 9, 1874, in force July 1, 1874, as amended by an Act approved and in force March 27, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 9 of an Act entitled, "An  
3 Act to revise the law in relation to recorders," approved March 9, 1874, in force  
4 July 1, 1874, as amended by an Act approved and in force March 27, 1919, is  
5 amended to read as follows:

Sec. 9. Every recorder shall, as soon as practicable after the filing of any  
2 instrument in writing in his office, entitled to be recorded, record the same at  
3 length, in the order of time of its reception, in well bound books to be provided  
4 for that purpose: *Provided*, that separate books may be kept for the recording  
5 of different classes of instruments.

6 Certificates of discharge of honorably discharged members of the military,  
7 aviation and naval forces of the United States shall be recorded by each recorder,  
8 free of charge, in a separate book which shall be kept for the purpose.



9 Every recorder shall keep his office at the court house of the county for  
 10 which he is recorder, *or in a suitable building provided by the county for which*  
 11 *he is recorder*, and shall keep his office open and attend to the duties thereof  
 12 from eight o'clock in the forenoon to five o'clock in the afternoon of each  
 13 working day, excepting such days and half days as under any law are or may be  
 14 legal holidays or half holidays, in any part of his said county, as regards the  
 15 presenting for payment, acceptance, maturity, protesting, or giving notice of  
 16 the dishonor of bills of exchange, bank checks, promissory notes, or other ne-  
 17 gotiable or commercial paper or instruments, *provided, however, that in count-*  
 18 *ties of five hundred thousand population or over the filing of instruments in*  
 19 *writing for record on each day that said office is open shall be between the hours*  
 20 *of eight o'clock in the forenoon to four o'clock in the afternoon on full working*  
 21 *days and between the hours of eight o'clock and twelve o'clock in the forenoon*  
 22 *on Saturday of each week, and provided, further, that said special provision*  
 23 *for the time of filing of instruments in writing for record shall not apply to the*  
 24 *time for keeping said office open for other purposes.*

25 Where any daylight saving ordinance or statute is in effect at the county  
 26 seat in which the recorder's office is situated, the time for opening and closing  
 27 of said office, and for filing instruments for record, shall conform with said day-  
 28 light saving ordinance or statute.

29 The recorder of deeds elected as provided for in this Act shall receive such  
 30 fees as are or may be provided for him by law, in case of provision therefor;  
 31 otherwise he shall receive the same fees as are or may be provided by law to be  
 32 paid to the circuit clerk and *ex officio* recorder for like services.

Sec. 2. *Because of an emergency, this Act shall take effect upon its passage.*

AMENDMENT TO

52d G. A. HOUSE BILL NO. 252 IN SENATE

1921



1 Reported from Committee on Judiciary, March 31, 1921.

2 Ordered printed.

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AMENDMENT TO PRINTED HOUSE BILL NO. 252 IN SENATE.

AMENDMENT NO. 1.

Amend printed House Bill No. 252 in Senate by striking out in lines 10 and  
2 11 the words "or in a suitable building provided by the county for which he is  
3 recorder."



AMENDMENTS TO

52d G. A.      HOUSE BILL NO. 252 IN SENATE

1921



1 Offered by Mr. Duvall, April 12, 1921.

2 Ordered printed.

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AMENDMENT NO. 2.

Amend printed House Bill No. 252, in Senate, on page 2, in Section 9, line 18,

2 by striking the word "five" and inserting in lieu thereof the word "one."







1 Introduced by Mr. Arthur Roe, March 1, 1921.

2 Read by title, ordered printed and referred to Committee on Roads and Bridges.

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## A BILL

For an Act to amend Section 9 of "An Act to revise the law in relation to roads and bridges," approved June 27, 1913, in force July 1, 1913, as amended.

---

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 9 of "An Act to revise the law in  
3 relation to roads and bridges", approved June 27, 1913, in force July 1, 1913,  
4 as amended, is amended to read as follows:

Sec. 9. Public highways or sections thereof, including bridges therein, may  
2 be laid out, improved or constructed at the joint expense of the State and any  
3 county within the State as hereinafter provided. In such case the State shall  
4 contribute one-half of the expense thereof, and the county or counties through  
5 which the said highway or portion thereof passes shall contribute the remaining  
6 one-half. Such highways hereinafter known as "State Aid Roads" may be  
7 laid out, constructed or improved in the manner hereinafter directed:

8 The board of supervisors or county commissioners of any county shall, by a  
9 majority of the entire board of supervisors or county commissioners, in regular

10 or special session, specify the type of road to be constructed under the provis-  
11 ions of this Act in their respective counties, subject, however, to the approval  
12 of the Department of Public Works and Buildings whether of permanent earth  
13 improvement (including surface or sub-surface drainage, grading, leveling, and  
14 crowning), gravel, macadam, cement concrete, bituminous concrete on a cement  
15 concrete base, brick or other hard surfaced type of pavement, patented or other-  
16 wise, and the respective boards of supervisors or county commissioners shall,  
17 subject to the approval of the Department of Public Works and Buildings as  
18 aforesaid, have the authority to specify any one of the hereing designated types  
19 of roads. In case the board of supervisors or county commissioners do not de-  
20 sire to exercise the privilege and power herein conferred upon them as to desig-  
21 nating the type of road to be builded and shall so notify the Department of Public  
22 Works and Buildings, then it shall be the duty of the Department of Public  
22½Works and Buildings to specify the type of road to be builded. Nothing herein  
23 contained shall prohibit the State and county jointly, at any future time, re-  
24 building and changing, under the provisions of this Act, an earth, gravel or  
25 macadam type of road, patented or otherwise, to any other more permanent  
26 type herein specified. When a gravel or macadam road is constructed the coun-  
27 ty shall pay one-half the cost of such maintenance, and when an earth road is  
28 constructed the county shall pay the entire cost of maintenance. Whenever any  
29 county, after having been given reasonable notice by the Department, shall fail  
30 properly to maintain any earth road improved as a State aid road or provide the  
31 funds for paying one-half the cost of maintaining a gravel or macadam road, the  
32 Department of Public Works and Buildings is hereby authorized to withhold  
33 from such county all State aid allotments during the time said county is delin-  
34 quent. A road or part thereof lying within the corporate limits of any city or vil-  
35 lage having a population of twenty thousand (20,000) inhabitants or less, as  
36 shown by the last Federal census, situate within any county of the third class,  
37 may be improved or constructed with State aid, to connect or complete, by the  
38 most direct route, a State aid road already improved or constructed or being  
39 improved or constructed to the corporate limits of such city or village.

40       A road or part thereof lying within the corporate limits of any city, village  
41 or town, having a population of *three thousand five hundred (3,500)* inhabitants  
42 or less as ascertained as aforesaid in any county, may be improved or constructed  
43 with State aid, to connect or complete by the most direct route, a State aid road  
44 already improved or constructed, to the corporate limits of such city, village or  
45 town. The cost of such road for the same width as outside of the corporate limits  
46 and of the same materials may be provided for in the same manner as for that  
47 portion outside the corporate limits. By agreement between the Department of  
48 Public Works and Buildings and the common council or board of trustees, a road  
49 or street of greater width and of different materials may be constructed through  
50 such city, village or town, by the Department of Public Works and Buildings,  
51 such city, village or town to pay the excess cost, if any, for such greater width,  
52 or different material. But such city, village or town shall thereafter maintain  
53 said road within the corporate limit.

54       *A road or part thereof lying within a residential section of any city, village*  
55 *or town, having a population of five thousand inhabitants or less as ascertained*  
56 *as aforesaid, in any county, may be improved or constructed with State aid, to*  
57 *connect or complete by the most direct route, a State aid road already improved*  
58 *or constructed, to the corporate limits of such city, village or town. The cost of*  
59 *such road for the same width as outside of the corporate limits and of the same*  
60 *materials may be provided for in the same manner as for that portion outside the*  
61 *corporate limits. By agreement between the Department of Public Works and*  
62 *Buildings and the common council or board of trustees, a road or street of*  
63 *greater width and of different materials may be constructed through such resi-*  
64 *dential section of such city, village or town, by the Department of Public Works*  
65 *and Buildings, such city, village or town to pay the excess cost, if any, for such*  
66 *greater width, or different material. But such city, village or town shall there-*  
67 *after maintain said road or street within the corporate limit.*







- 1 Introduced by Mr. Searcy (by request), March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and  
Transportation.

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## A BILL

For an Act for the construction of buildings for railroad employees.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That every person, firm, corporation, or  
3 receiver thereof, engaged in the construction or repairing of railroad cars, car  
4 trucks, or other equipment used for conveyance by rail, shall erect and maintain  
5 a building, or buildings at every station or point where there are as many as  
6 six (6) men employed at one time for a period of not less than thirty days, on  
7 the work of construction or repairing of such cars, car trucks or other such  
8 equipment. The building or buildings to cover a sufficient portion of the repair-  
9 ing or construction company's yards or tracks, so that all employees engaged in  
10 such work shall be protected from heat, rain, cold, snow, or other inclement  
11 weather while working at such work.

Sec. 2. APPLICATION.] The provisions of this act shall not apply to the  
2 repairing of conveyances while the same are enroute as part of a train, nor shall



3 it apply to cars loaded with livestock or perishable freight where trains are being  
4 held for the movement of said cars.

Sec. 3. SPECIFICATIONS.] All buildings to be erected hereunder shall sub-  
2 stantially comply with the following specifications: In buildings that over  
3 more than one track the distance between the inside rails of each track shall  
4 not be less than twelve lineal feet. Between the walls of the building and the  
5 outside rails there shall be a distance of ten lineal feet. The building or build-  
6 ings shall not be less than twenty feet high at the eaves. Each building shall  
7 be enclosed from roof to ground and shall have glass windows on each side  
8 with space of not to exceed twelve feet apart. The side windows shall be not  
9 less than nine feet high and not less than four feet wide. Windows shall be in  
10 three sections and each section shall be quipped with pivot and opening device.  
11 The buildings shall be equipped with side and end doors. The end doors shall  
12 be not less than six feet wide and sixteen feet high, and there shall be two such  
13 doors for each track covered by the building. The side doors shall be the same  
14 width and height as the end doors and shall be not to exceed forty feet apart.  
15 The roof shall be provided with a cupola the entire length of the building and be  
16 equipped with side windows of not less than three feet in width and six feet in  
17 height, having pivot and opening device that shall be at all times operative. A  
18 similar cupola shall be provided for each two additional tracks in width of  
19 such building. The building shall be equipped with necessary heating facilities,  
20 and shall at all times have drainage that will keep them in a clean and sanitary  
21 condition. They shall be equipped with sanitary drinking fountains where clean,  
22 wholesome drinking water can be obtained. A sufficient number of sanitary  
23 lavatories shall be provided for said employees, and sanitary toilets shall be  
24 provided and kept properly cleaned, ventilated and free from odor. Such toilets  
25 shall be properly partitioned and there shall be at least one for each fifteen  
26 persons employed. All scaffolding used in such buildings shall be made of clear  
27 lumber, free of all knots, and shall be kept in first-class condition at all times.

28 The use of paint spraying machines shall not be permitted inside such build-  
29 ings. It shall be the duty of the State Public Utilities Commission, or of such  
30 other body as shall be authorized by law to function in its stead, to determine  
31 as soon as practicable what portion of the repair or construction tracks of each  
32 railroad in the State it shall be necessary to cover with such building or build-  
33 ings in order to comply with Section 1 hereof, and said Commission shall  
34 thereupon make an order to each railroad in the State specifying the size of the  
35 building or buildings necessary to each location where such repair or construc-  
36 tion work is carried on, and it shall thereupon be the duty of each railroad com-  
37 pany to forthwith erect such buildings and have all of the same ready for occu-  
38 pancy not later than September 1, 1922.

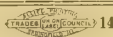
Sec. 4. EMPLOYEES NOT REQUIRED TO WORK IN RAIN, HEAT, COLD OR SNOW.]

2 Where any such buildings are maintained it shall be unlawful for any employer  
3 to require men so employed to work outside of such buildings in rain, heat,  
4 cold or snow, or other inclement weather.

Sec. 5. VIOLATION A MISDEMEANOR.] Any person, firm, co-partnership, cor-  
2 poration, or receiver thereof, violating any of the provisions of this act shall  
3 be guilty of a misdemeanor, and upon conviction thereof shall be liable for a  
4 penalty of not less than \$100.00 nor more than \$500.00 for each offense and the  
5 failure to provide a building or buildings as heretofore required shall constitute  
6 a sperate offense for a day or part of the day while such failure continues, and  
7 such penalty shall be recovered in a suit brought in the name of the State of  
8 Illinois in any court having jurisdiction thereof by the Attorney General of the  
9 State, or at his direction. All fines and penalties recovered by the State under  
10 this Act shall be paid into the treasury of the State of Illinois.

Sec. 6. EFFECTIVE JULY 1, 1921.] This Act shall take effect and be in force  
2 on and after July 1, 1921.





- 1 Introduced by Mr. Searcy, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act regulating the pay and salaries of employees of the State of Illinois who have dependents.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* No officer or employee of the State of Illinois serving full time in any State department, division, branch, or in any other deparement, division, branch or capacity hereafter established, shall receive as compensation a sum less than one hundred and twenty-five dollars (\$125.00) per month, or its equivalent in board and lodging, who shall come within the following classification, to-wit: male officers or employees having dependent upon them either a wife or children, or both; female officers and employees having dependent upon them an invalided father or husband, a widowed mother without an income sufficient to provide a living, children dependent wholly or substantially upon them for support; and any officer or employee, male or female, who independent of or in addition to any of the forms of dependency named shall be supporting, in part or substantially, aged and infirm parents or a parent, living at home, provided such parents or parent be without other means of support.

Sec. 2. This Act shall apply without regard to position, grade, rank,  
 2 creed or color, and shall prescribe the minimum wage or pay for which any  
 3 officer or employee, having dependents as heretofore defined, shall render full  
 4 time service to the State of Illinois, in any capacity whatsoever.

Sec. 3. When any officer or employee coming within the classification as  
 2 defined in Section 1 of this Act, shall desire to make known his or her classifi-  
 3 cation, it shall be done by giving notice of same, with attest by notary public,  
 4 to his or her superior in the department, division, branch or capacity in which  
 5 the employee is employed. It shall then be the duty of the superior to see,  
 6 without delay, that the said notice is conveyed to the person or persons who are  
 7 responsible for fixing, or seeing to the payment, of salary, pay of wages or offi-  
 8 cers and employees in the department, division, branch, or capacity concerned;  
 9 and the said employees coming properly within the classification shall forth-  
 10 with be paid under the provisions of this Act, if the minimum as provided does  
 11 not already apply to them.

Sec. 4. Failure on the part of any officer or employee of the State of Illi-  
 2 noise to carry out any provision of this Act shall be ground for immediate dis-  
 3 missal from the service of the State of Illinois of such officer or employee. Fal-  
 4 sification by any officer or employee in making a statement concerning depen-  
 5 dency for the purpose of availing himself or herself of the provisions of this  
 6 Act shall be a ground for the immediate dismissal of such officer or employee  
 7 from the service of the State of Illinois. In carrying out the provisions of this  
 8 Act, officers and employees who perform their duty in such manner as to cre-  
 3 ate prejudice or jeopardy against any officer or employee applying for relief  
 10 under the provisions of this Act shall be subject to the penalty provided in this  
 11 section, which applies to officers and employees failing to carry out its pro-  
 12 visions, and to officers and employees who falsify statements in order to secure  
 13 the benefits of this Act.





- 1 Introduced by Mr. Searcy, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Civil Service.

## A BILL

For an Act to amend Section 3a of "An Act to regulate the Civil Service of the State of Illinois." Approved May 11, 1905, in force November 1, 1905.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 3a of "An Act to regulate the  
3 Civil Service of the State of Illinois," approved May 11, 1905; in force Novem-  
4 ber 1, 1905, is amended to read as follows:

Sec. 3a. The commission shall ascertain the duties of each office and place  
2 in the classified service and designate by rule the grade of each position. Each  
3 grade shall comprise offices and places having substantially similar duties. The  
4 commission shall by rule indicate the lines of promotion from each lower grade to  
5 a higher grade wherever the experience derived in performance of the duties of  
6 such lower grade tends to qualify for performance of duty in such higher grade.  
7 The commission shall by rule prescribe standards of efficiency for each grade  
8 and for examinations of candidates for appointment thereto. For the purpose  
9 of establishing uniformity of pay and title for all offices and places of employ-

ment classified in the same grade, it shall be the duty of the commission to prescribe by rule the maximum and minimum pay for each grade and the title thereof and to report to the Governor annually, and at such other times as he may direct, the name and address of each officer and employee paid more or less than the pay prescribed for his grade or designated by a title other than that prescribed for his grade by the commission.

*In establishing by rule the maximum and minimum pay for each grade, the commission shall fix as minimum pay, regardless of position, grade, color, creed or other reason whatsoever, the sum of one hundred and twenty-five (\$125.00) per month, or its equivalent in board or lodging, as the pay for employees who come within the following classification, to-wit: Full time employees who by means of their employment by the State of Illinois are supporting dependents, including all male employes having dependent upon them either a wife, or children, or both; all female employees having dependent upon them an invalided father or husband, a widowed mother without an income sufficient to provide a living, children dependent wholly or substantially upon them for support; and any employee, male or female, who independent of or in addition to any of the forms of dependency named shall be supporting, in part or substantially, aged and infirm parents or parent, living at home, provided such parents or parent be without other means of support. Failure of the commission to observe this rule as relating to the pay of employees with dependents shall be a ground for dismissal from the service of the State of Illinois by the Governor. In ascertaining the names of individual employees who come within this classification, the commission shall require statements from employees, attested by notary public. Any falsification on the part of employees shall be a ground for dismissal from the service of the State of Illinois.*

The commission shall standardize employment in each grade and make and keep a record of the relative efficiency of each officer and employee in the classified service. It shall provide by rule methods for ascertaining and verifying the facts from which such records of relative efficiency shall be made, which shall be uniform for each grade of the classified service.



- 1 Introduced by Mr. Shearer, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Sections 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 27a, 28, 29 and 30 of "An Act in regard to judgments and decrees, and the manner of enforcing the same by execution, and to provide for the redemption of real estate sold under execution or decree," approved March 22, 1872, in force July 1, 1872, as amended, and to limit the application of this amendment.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 16, 17, 18, 19, 20, 21, 22, 23, 24,  
3 25, 26, 27, 27a, 28, 29 and 30 of "An Act in regard to judgments and decrees,  
4 and the manner of enforcing the same by execution, and to provide for the re-  
5 demption of real estate sold under execution or decree," approved March 22,  
6 1872, in force July 1, 1872, as amended, are amended to read as follows:

Sec. 16. *When any real estate is sold by virtue of an execution, judgment,*  
2 *or decree of foreclosure of mortgage, or enforcement of mechanic's lien, or*  
3 *vendor's lien, or for the payment of money, it shall be the duty of the sheriff,*  
4 *master in chancery or other officer, instead of executing a deed for the premises*

5 sold, to give to the purchaser a certificate describing the premises purchased by  
 6 him, showing the amount paid therefor, or if purchased by the person in whose  
 7 favor the execution or decree is, the amount of his bid, the time when the pur-  
 8 chaser will be entitled to a deed, unless the premises shall be redeemed, as pro-  
 9 vided in this act.

Sec. 17. <sup>5</sup>The sheriff, master in chancery, or other officer making the sale  
 2 shall, within ten days from such sale, file in the office of the recorder of the  
 3 county in which the property is situated, a duplicate of such certificate, which  
 4 shall be recorded by such recorder; and such certificate or duplicate, or record,  
 5 and certified copy of the record thereof, shall be evidence of the facts therein  
 6 stated.

Sec. 18. Any defendant, his heirs, administrators, assigns, or any person  
 2 interested in the premises, through or under the defendant, may, within twelve  
 3 months from said sale, redeem the real estate so sold by paying to the purchaser  
 4 thereof, his executors, administrators or assigns or to the sheriff or master in  
 5 chancery, or other officer who sold the same, or his successor in office, for the  
 6 benefit of such purchaser, his executors, administrators, or assigns, the sum of  
 7 money for which the premises were sold or bid off, with interest thereon at the  
 8 rate of five per centum per annum from the time of such sale, whereupon such  
 9 sale and certificate shall be null and void.

Sec. 19. In all cases of redemption of land from sale had under any execu-  
 2 tion, judgment, order or decree, it shall be the duty of the purchaser, sheriff,  
 3 master in chancery or other officer or person from whom said redemption takes  
 4 place, to make out an instrument in writing, under his hand and seal, evidencing  
 5 said redemption, which shall be recorded in the recorder's office of the proper  
 6 county, in like manner as other writings affecting the title to real estate are  
 7 filed and recorded, which recording shall be paid for by the party redeeming.



Sec. 20. *If such redemption is not made, any decree or judgment creditor, his executors, administrators or assigns may, after the expiration of twelve months and within fifteen months after the sale, redeem the premises in the following manner: Such creditor, his executors, administrators or assigns may sue out an execution upon his judgment or decree, and place the same in the hands of the sheriff or other proper officer to execute the same, who shall indorse upon the back thereof a levy of the premises desired to be redeemed; and the person desiring to make such redemption shall pay to such officer the amount for which the premises to be redeemed were sold, with interest thereon at the rate of five per centum per annum from the date of the sale, for the use of the purchaser of such premises, his executors, administrators or assigns, whereupon such officer shall make and file in the office of the recorder of the county in which the premises are situated a certificate of such redemption, and shall advertise and offer the premises for sale under said execution as in other cases of sale or execution.*

Sec. 21. *The creditor, his executors, administrators or assigns, having so redeemed, shall be considered as having bid at such sale the amount of the redemption money so paid by him, with interest thereon at the rate of five per centum per annum from the date of such redemption to the day of sale, with the cost of such redemption and sale; and if no greater amount is bid at such sale the premises shall be struck off to the person making such redemption, and the officer shall forthwith execute a deed of the premises to him, and no other redemption shall be allowed.*

Sec. 22. *If a greater amount shall be bid and the premises sold for more than the amount of such redemption money, interest and costs, the excess shall be applied on the execution under which the redemption was made; and a certificate of the purchase shall be made to the new purchaser in like form and manner as upon the first sale, for a deed of the premises so sold, in sixty days from the date of such sale, unless the same are redeemed before the expiration*



7 of that time, by some other decree or judgment creditor, his executor, adminis-  
8 trator or assigns.

Sec. 23. *Successive redemptions may be made of the premises at any time*  
2 *within sixty days of the last sale at which they were sold for more than the*  
3 *amount of the redemption money, interest and costs, and the premises again*  
4 *sold in the same manner and upon the same terms and conditions, and certifi-*  
5 *cate shall be made in like form and manner as upon the sale on the first redemp-*  
6 *tion, and the person redeeming shall be considered to have bid the amount of his*  
7 *redemption money, interest and costs; and if at any such sale the premises are*  
8 *not sold for a greater sum, the sheriff or other officer shall forthwith execute a*  
9 *deed to the purchaser, and no other redemption shall be allowed.*

Sec. 24. *When there are several decrees or judgment creditors, the creditor*  
2 *having the senior judgment or decree shall have the preference to redeem dur-*  
3 *ing the first two days next after the expiration of the twelve months, and the*  
4 *other creditors shall respectively have preference to redeem during a like time,*  
5 *in the order of seniority of their several judgments or decrees; but where two*  
6 *or more judgments or decrees bear equal date, the creditor first paying the re-*  
7 *demption money shall have preference.*

Sec. 25. *Any person entitled to redeem may redeem the whole or any part*  
2 *of the premises sold, in like distinct parcels or quantities in which the same were*  
3 *sold.*

Sec. 26. *Any joint owner, his executors, administrators or assigns, or a*  
2 *decree or judgment creditor of such joint owner, may redeem the interest of*  
3 *such joint owner in the premises sold on execution or decree, in the manner*  
4 *and upon the conditions hereinbefore provided, upon the payment of his propor-*  
5 *tion of the amount which would be necessary to redeem the whole.*

Sec. 27. *For the purpose of redemption from the sale of real estate of a*  
2 *deceased debtor, any person whose claim shall have been probated and allowed*

3 against the estate of such deceased debtor, shall be considered a judgment cred-  
4 itor, and for the purpose of enabling such creditor to redeem from such sale, it  
5 shall be lawful for the clerk of the court wherein letters testamentary or of  
6 administration were granted, to issue special execution to the sheriff of the  
7 proper county, commanding him, upon redemption being made, to levy upon and  
8 sell the premises so sought to be redeemed, and like proceedings shall be had as  
9 upon other executions.

Sec. 27a. Whenever any real estate is sold under any judgment or decree of  
2 any court, the holder of the certificate of such sale shall have the right to pay  
3 all taxes and assessments which are or may become a lien on such real estate  
4 during the time of redemption running on such sale, and whenever redemption  
5 is made from such sale the party or parties entitled to redeem shall pay to the  
6 holder of such certificate of sale, or to the sheriff, master in chancery or other  
7 officer who sold the same, or his successor in office, in addition to the amount due  
8 on such certificate, the amount paid by the holder thereof for such taxes and  
9 assessments, together with interest thereon at the rate of five per centum per  
10 annum, if before such redemption is made a receipt or receipts for such taxes or  
11 assessments shall be filed with the sheriff, master in chancery or other officer who  
12 made such sale or exhibited by the holder of such certificate in case redemption  
13 is made directly to the holder of such certificate.

Sec. 28. No commission upon the amount of the redemption money paid in  
2 any case shall be allowed to the officer receiving the same, but the usual commis-  
3 sion shall be allowed to the officer selling said premises, on the excess made over  
4 and above the amount of said redemption money and interest.

Sec. 29. Every certificate which shall be given by any officer to any pur-  
2 chaser, under the provisions of this act, shall be assignable by indorsement  
3 thereon, under the hand of such purchaser or his heirs, executors, administra-  
4 tors or assigns, and every person to whom the same shall be so assigned shall be

5 entitled to the same benefits therefrom in every respect, that the person therein  
6 named would have been if the same had not been assigned.

Sec. 30. When the premises mentioned in any such certificate shall not be  
2 redeemed in pursuance of law, the legal holder of such certificate shall be  
3 entitled to a deed therefor at any time within five years from the expiration of  
4 the time of redemption. The deed shall be executed by the sheriff, master in  
5 chancery or other officer who made such sale, or by his successor in office, or by  
6 some person specially appointed by the court for the purpose. If the time of  
7 redemption shall have elapsed before the taking effect of this act, a deed may  
8 be given within two years from the time this act shall take effect. When such  
9 deed is not taken within the time limited by this act, the certificate of purchase  
10 shall be null and void; but if such deed is wrongfully withheld by the officer  
11 whose duty it is to execute the same, or if the execution of such deed is restrained  
12 by injunction or order of a court or judge, the time during which the deed is so  
13 withheld or the execution thereof restrained shall not be taken as any part of the  
14 five years within which said holder shall take a deed.

Sec. 2. This act and the amendments affected hereby shall not apply to sales  
2 of real estate made pursuant to decrees foreclosing mortgages or trust deeds  
3 executed on or after July 1, 1917, and prior to July 1, 1921, or foreclosing  
4 mechanic's lien or vendor's lien arising out of contracts entered into on or after  
5 July 1, 1917, and prior to July 1, 1921, or made pursuant to a judgment or de-  
6 cree for breach of contract entered into on or after July 1, 1917, and before July  
7 1, 1921, or any judgment or decree entered into prior to July 1, 1921; but such  
8 sales shall be governed by the existing provisions of "An Act in regard to judg-  
9 ments and decrees and the manner of enforcing the same by execution and to  
10 provide for the redemption of real estate sold under execution or decree,"  
11 approved March 22, 1872, in force July 1, 1872, as amended.



1 Adopted May 17, 1921.

AMENDMENT NO. 1.

Amend printed House Bill No. 257, on page 2, in section 18, line 8, by striking the word "five" and inserting in lieu thereof the word "six".

AMENDMENT NO. 2.

Amend printed House Bill No. 257, on page 3, in section 20, line 10, by striking the word "five" and inserting in lieu thereof the word "six".

AMENDMENT NO. 3.

Amend printed House Bill No. 257, on page 3, in section 21, line 3, by striking the word "five" and inserting in lieu thereof the word "six".

AMENDMENT NO. 4.

Amend printed House Bill No. 257, on page 5, in section 27a, line 9, by striking the word "five" and inserting in lieu thereof the word "six".

AMENDMENT NO. 5.

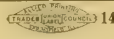
Amend printed House Bill No. 257, on page 6, by striking all of section 2 and inserting in lieu thereof, the following:

Sec. 2. This Act and the amendments effected hereby shall not apply to sales of real estate made pursuant to decrees foreclosing mortgages or trust deeds executed on or after July 1, 1917, and prior to July 1, 1921, or foreclosing mechanic's lien or vendor's lien arising out of contracts entered into on or



5 after July 1, 1917, and prior to July 1, 1921, or made pursuant to a judgment  
6 or decree for breach of contract entered into on or after July 1, 1917, and before  
7 July 1, 1921, or any judgment or decree entered between June 30, 1917 and July  
8 1, 1921; but such sales shall be governed by the provisions of "An Act to  
9 amend Sections 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 27a, 28, 29 and 30 of  
10 an Act entitled, "An Act in regard to judgment and decrees and the manner of  
11 enforcing the same by execution and to provide for the redemption of real es-  
12 tate sold under execution or decree, approved March 22, 1872, in force July 1,  
13 1872, as amended by subsequent Acts, and to make the amendments and repeal  
14 effected hereby inapplicable to sales of real estate made pursuant to decrees  
15 foreclosing mortgages or trust deeds executed prior to July 1, 1917, or foreclos-  
16 ing mechanic's liens or vendor's liens arising out of contracts existing prior to  
17 July 1, 1917, or made pursuant to a judgment or decree for breach of contract  
18 existing prior to July 1, 1917, or any judgment or decree entered prior to July  
19 1, 1917," approved June 1, 1917, in force July 1, 1917.





1 Introduced by Mr. Shearer, March 1, 1921.

2 Read by title, ordered printed and referred to Committee on Roads and Bridges.

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## A BILL

For an Act to amend Section 42 of an "Act to revise the law in relation to roads and bridges," approved June 27, 1913, in force July 1, 1913, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 42 of "An Act to revise the law  
3 in relation to roads and bridges," approved June 27, 1913, in force July 1, 1913,  
4 as amended, is amended to read as follows:

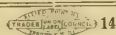
Sec. 42. TOWN AND DISTRICT ROAD OFFICERS.] (A) (Commissioners.) In  
2 each township in counties under township organization, and in road districts in  
3 counties not under township organization, there shall be elected a highway com-  
4 missioner who shall serve for a term of *four (4)* years and until his successor is  
5 duly elected and qualified, and who shall be elected in the manner hereinafter  
6 provided.

7 (B) (Clerk.) In counties under township organization, the town clerk  
8 shall act as the clerk for the highway commissioner in each town. In counties  
9 not under township organization, there shall be elected in road districts, a dis-

10 trict clerk who shall hold office for a term of *four (4)* years and until his suc-  
11 cessor is elected and qualified.

12 (C) (Treasurer.) In counties under township organization the supervisor  
13 of each town shall be *ex officio* treasurer of the road and bridge fund. In coun-  
14 ties not under township organization the district clerk shall be *ex officio* treas-  
15 urer of such fund.

16 (D) (Who Eligible.) No person shall be eligible to the office of highway  
17 commissioner unless he shall be a legal voter and has been one year a resident  
18 of such town or district. In counties not under township organization the same  
19 limitation shall apply to the district clerk: *Provided*, that nothing in this Act  
20 shall be construed to authorize the election of a commissioner of highways, or  
21 district clerk, in cities and villages in counties not under township organiza-  
22 tion, that are created road districts. Nor shall anything in this Act be construed  
23 as vesting in highway commissioners any power or jurisdiction over the streets  
24 and alleys of cities or incorporated towns and villages.



1 Introduced by Mr. Smejkal, March 1, 1921.

2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act to provide for the erection of a shaft to the memory of Nathaniel Pope,  
in Lincoln Park, Chicago.

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WHEREAS, Judge Nathaniel Pope as territorial delegate in Congress in 1818,  
2 introduced the Act authorizing the formation of the State of Illinois, and

3 WHEREAS, Judge Pope, on his own initiative and responsibility, secured the  
4 amendment of the enabling Act so that the northern boundary of the proposed  
5 State was fixed at 42 degrees 30 miles north latitude—its present location—  
6 instead of on an east and west line drawn through the southerly bend of Lake  
7 Michigan, and

8 WHEREAS, By this action of Nathaniel Pope, there was saved to the State of  
9 Illinois, the fourteen northernmost counties with over 8,000 square miles and  
10 more than one-half the population of the entire State, including the second largest  
11 city in the United States, and

12 WHEREAS, The inclusion of this northern territory in the State of Illinois  
13 was later largely instrumental in preventing Illinois from becoming a slave  
14 State, and

15 WHEREAS, To the statesmanship of Nathaniel Pope, and to his wisdom and  
16 foresight, is due, to a large degree, the present wealth and greatness of the State  
17 of Illinois, and

18 WHEREAS, It is eminently fitting and proper that Illinois should honor the  
19 memory of the statesman who rendered this illustrious service; now therefore,

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The Department of Public Works and  
3 Buildings shall cause to be erected, at a site selected by it in Lincoln Park, Chi-  
4 cago, a suitable shaft to the memory of Nathaniel Pope.

Sec. 2. There is appropriated to the Department of Public Works and  
2 Buildings the sum of thirty-five thousand dollars (\$35,000), or so much thereof as  
3 may be necessary, for the carrying out of the provisions of this Act.

4 This appropriation is subject to the provisions of an "Act in relation to  
5 State finance," approved June 10, 1919, in force July 1, 1919.



1 Adopted March 29, 1921.

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AMENDMENT NO. 1.

Amend the title of printed House Bill No. 259 by striking out the word  
2 “shaft” and substitute in lieu thereof the word “monument.”

AMENDMENT NO. 2.

Amend printed House Bill No. 259, on page 2, Section 1, line 4, by striking  
2 out the word “shaft” and substituting in lieu thereof the word “monument.”







1 Introduced by Mr. Smejkal, March 1, 1921.

2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act making additional appropriations to the Department of Public Welfare  
for the State charitable, penal and reformatory institutions.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The additional sum of two million, two  
3 hundred and fifty thousand dollars (\$2,250,000.00) is hereby appropriated to the  
4 Department of Public Welfare, payable from the general revenue fund, for the  
5 support, operation, maintenance; repair of buildings, plants and grounds; and  
6 expenses of the several State charitable, penal and reformatory institutions for  
7 the period ending June 30, 1921.

8 The appropriations herein made shall be in addition to the appropriations  
9 made by the Fifty-first General Assembly for the State charitable, penal and  
10 reformatory institutions, and shall be apportioned among these institutions as  
11 nearly as possible in the several amounts and for the objects and purposes set  
12 forth below:

## 13           FOR SALARIES AND WAGES:

|    |  |                     |
|----|--|---------------------|
| 14 | To the Elgin State Hospital.....                 | \$ 2,000.00         |
| 15 | To the Kankakee State Hospital.....              | 17,000.00           |
| 16 | To the Jacksonville State Hospital.....          | 7,000.00            |
| 17 | To the Anna State Hospital.....                  | 8,000.00            |
| 18 | To the Watertown State Hospital.....             | 14,000.00           |
| 19 | To the Peoria State Hospital.....                | 3,000.00            |
| 20 | To the Chester State Hospital.....               | 4,000.00            |
| 21 | To the Chicago State Hospital.....               | 8,000.00            |
| 22 | To the Illinois School for the Deaf.....         | 7,000.00            |
| 23 | To the Illinois School for the Blind.....        | 1,000.00            |
| 24 | To the Illinois Soldiers' and Sailors' Home..... | 13,000.00           |
| 25 | To the Illinois Soldiers' Orphans' Home.....     | 11,000.00           |
| 26 | To the State Training School for Girls.....      | 5,000.00            |
| 27 | To the St. Charles School for Boys.....          | 19,000.00           |
| 28 | To the Illinois State Penitentiary, Joliet.....  | 6,000.00            |
| 29 | Total for Salaries and Wages.....                | <hr/> \$ 125,000.00 |

## 30           FOR OPERATION AND REPAIRS:

|    |   |               |
|----|---|---------------|
| 31 | To the Elgin State Hospital.....            | \$ 167,000.00 |
| 32 | To the Kankakee State Hospital.....         | 232,000.00    |
| 33 | To the Jacksonville State Hospital.....     | 122,000.00    |
| 34 | To the Anna State Hospital.....             | 101,000.00    |
| 35 | To the Watertown State Hospital.....        | 106,000.00    |
| 36 | To the Peoria State Hospital.....           | 84,000.00     |
| 37 | To the Chester State Hospital.....          | 37,000.00     |
| 38 | To the Chicago State Hospital.....          | 240,000.00    |
| 39 | To the Lincoln State School and Colony..... | 124,000.00    |
| 40 | To the Dixon State Hospital.....            | 70,000.00     |
| 41 | To the Illinois School for the Deaf.....    | 52,000.00     |
| 42 | To the Illinois School for the Blind.....   | 17,000.00     |

|    |   |                       |
|----|---|-----------------------|
| 43 | To the Illinois Soldiers' and Sailors' Home.....      | 66,000.00             |
| 44 | To the Soldiers' Widows' Home of Illinois.....        | 7,000.00              |
| 45 | To the Illinois Soldiers' Orphans' Home.....          | 78,000.00             |
| 46 | To the Illinois Charitable Eye and Ear Infirmary..... | 16,000.00             |
| 47 | To the State Training School for Girls.....           | 66,000.00             |
| 48 | To the St. Charles School for Boys.....               | 129,000.00            |
| 49 | To the Illinois State Penitentiary, Joliet.....       | 164,000.00            |
| 50 | To the Southern Illinois Penitentiary.....            | 133,000.00            |
| 51 | To the Illinois State Reformatory.....                | 98,000.00             |
| 52 | To the Woman's Prison.....                            | 16,000.00             |
| 53 | Total for Operation and Repairs.....                  | <u>\$2,125,000.00</u> |

Sec. 2. The Department of Public Welfare, with the consent in writing of  
2 the Department of Finance, may apportion the amounts stated in the several  
3 items, among the several State institutions listed in an Act making appropria-  
4 tions to the Department of Public Welfare for the State charitable, penal and  
5 reformatory institutions, approved June 17, 1919, according to the varying  
6 needs of such institutions, not changing, however, the objects and purposes for  
7 which such appropriations are made.

Sec. 3. The appropriations herein made shall be subject to the provisions of  
2 Section 10 of "An Act in relation to State finance," approved June 10, 1919, in  
3 force July 1, 1919.

Sec. 4. Because of an emergency, this Act shall take effect upon its passage.







- 1 Introduced by Mr. Smejkal, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act making an additional appropriation to the Department of Public Welfare  
providing a working capital for industries at the State institutions herein named.

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WHEREAS, The Fifty-first General Assembly made an appropriation of one  
2 million dollars (\$1,000,000) for a working capital for the period ending June 30,  
3 1921, to be paid from a special fund in the State treasury derived from receipts  
4 of industrial operations; and

5 WHEREAS, The one million dollar (\$1,000,000) appropriation is about ex-  
6 hausted and further industrial operations will cease unless additional funds are  
7 provided; and

8 WHEREAS, The cash receipts from July 1, 1919, to December 31, 1920, inclu-  
9 sive, have already exceeded the one million dollar (\$1,000,000) appropriation by  
10 \$230,012.50, and this sum remaining unexpended in the State treasury, together  
11 with the current cash receipts up to July 1, 1921, cannot be used for the indus-  
12 tries until an appropriation is made; and

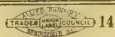
13       WHEREAS, The closing of the industries would bring about considerable loss  
14 to the State, and it is important from a disciplinarian and health standpoint to  
15 keep the inmates employed to and including June 30, 1921; and

16       WHEREAS, This appropriation is to operate as a revolving fund, which is  
17 derived from cash receipts of the industries and not from taxes collected from the  
18 people of Illinois, and does not enter into the fixing of the tax rate; now, there-  
19 fore,

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* There is hereby appropriated to the  
3 Department of Public Welfare an additional sum of Five Hundred Thousand  
4 Dollars (\$500,000) for a working capital, for the period ending June 30, 1921, to  
5 be paid from the working fund in the State treasury for the industries at the  
6 Illinois State Penitentiary, Southern Illinois Penitentiary, Illinois State Reform-  
7 atory, Lincoln State School and Colony, Illinois Charitable Eye and Ear Infirmary  
8 and the Illinois Industrial Home for the Blind.

Sec. 2. The appropriation herein made is subject to all the provisions,  
2 conditions and limitations of "An Act in relation to State finance," approved  
3 June 10, 1919, in force July 1, 1919.

Sec. 3. Because of an emergency, this Act shall take effect upon its passage.



- 1 Introduced by Mr. Smejkal, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on License and Mis-  
cellany.

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## A BILL

For an Act to amend an Act entitled, "An Act to regulate the manufacture, transportation, use and sale of explosives, and to punish an improper use of the same," approved June 16, 1887, and in force July 1, 1887, as amended, by adding a new section thereto to be known as 54 ia.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act entitled, "An Act to regu-  
3 late the manufacture, transportation, use and sale of explosives, and to punish  
4 an improper use of the same", approved June 16, 1887, and in force July 1,  
5 1887, as amended, be, and the same is hereby amended by adding a new section  
6 thereto to be known as Section 54 ia, to read as follows:

Sec. 54ia. Any person who shall use, or who shall attempt to use, or who  
2 shall have in his possession for the purpose of using, or who shall abet in the  
3 use of, or who shall in any way assist in the use of dynamite, nitro-chlorate or  
4 any other explosive compound for unlawful injury to, or for the unlawful de-

5 sstruction of life or property in any place whatsoever, shall be deemed guilty of  
6 a felony, and upon conviction thereof shall be punished by imprisonment in the  
7 penitentiary for life or for a term of not less than one year.



- 1 Introduced by Mr. Steele, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to add Section 21a to the "Motor Vehicle Law," approved June 30, 1919,  
in force January 1, 1920.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly: Section 21a is added to the "Motor Ve-*  
3 *hicle Law," approved June 30, 1919, in force January 1, 1920, this section to read*  
4 *as follows:*

Sec. 21a. *No motor vehicle which has a cut-out that may be operated from*  
2 *within the body of the motor vehicle shall be operated on the public highways of*  
3 *the State. The word "cut-out" as used in this section means any apparatus or*  
4 *device which will allow exhaust gases to escape from the engine into the atmos-*  
5 *phere without passing through a muffler or silencer.*







- 1 Introduced by Mr. Thon, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Efficiency and Economy.

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## A BILL

For an Act amending an Act entitled, "An Act in relation to the civil administration of the State government, and to repeal certain Acts therein named," approved March 7, 1917, in force July 1, 1917, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That Sections 6, 7 and 63 of an Act entitled "An Act in relation to the civil administration of the State government, and to repeal certain Acts therein named," approved March 7, 1917, in force July 1, 1917, as amended, be and the same are hereby amended so as to read as follows:

Sec. 6. Advisory and non-executive boards, in the respective departments, are created as follows:

### IN THE DEPARTMENT OF AGRICULTURE:

A Board of Agricultural Advisors, composed of fifteen persons, and a Board of State Fair Advisors, consisting of nine persons, not more than three of whom shall be appointed from any one county.

IN THE DEPARTMENT OF LABOR:

A Board of Illinois Free Employment Office Advisors, composed of five persons;

A Board of local Illinois Free Employment Office Advisors, for each free employment office, composed of five persons on each local board.

IN THE DEPARTMENT OF PUBLIC WORKS:

A Board of Art Advisors, composed of eight persons;

A Board of Water Resource Advisors, composed of five persons;

A Board of Highway Advisors, composed of five persons;

A Board of Parks and Building Advisors, composed of five persons;

IN THE DEPARTMENT OF PUBLIC WELFARE:

A Board of Public Welfare Commissioners, composed of five persons;

IN THE DEPARTMENT OF PUBLIC HEALTH:

A Board of Public Health Advisors, composed of five persons;

IN THE DEPARTMENT OF REGISTRATION AND EDUCATION:

A Board of Natural Resources and Conservation Advisors, composed of eight persons;

A Board of State Museum Advisors, composed of five persons.

*The Immigrants Commission, composed of five members, one of whom shall be the Director of the Department of Registration and Education.*

Sec. 7. One food standard officer shall be a representative of the Illinois food manufacturing industries and the other shall be an expert food chemist of known reputation.

The fifteen agricultural advisors shall be persons engaged in agricultural industries, not excluding representatives of the agricultural press and of the State Agricultural Experiment Station.

Of the five industrial officers, two shall be representative citizens of the employing class operating under the Workman's Compensation Act, two shall be

9 representative citizens chosen from among the employees operating under such  
10 Act, and the other shall be a representative citizen not identified with either the  
11 employing or employee class.

12 Of the five Illinois Free Employment Office Advisors, two shall be represen-  
13 tative employers, two representatives of organized labor, and one representative  
14 citizen who is neither an employer nor an employee.

15 The five local Illinois Free Employment Office Advisors shall have the same  
16 qualifications as the Illinois free employment office advisors.

17 The Director of Mines and Minerals shall be a person thoroughly conversant  
18 with the theory and practice of coal mining, but who is not identified with either  
19 coal operators or coal miners. Of the four mine officers, two shall be coal oper-  
20 ators and two shall be practical coal miners.

21 Each of the three miners' examining officers shall have at least five years'  
22 practical and continuous experience as a coal miner and have been actually en-  
23 gaged as a coal miner in this State continuously for twelve months next pre-  
24 ceding his appointment, and no one of whom shall hold any lucrative public office,  
25 Federal, State or municipal.

26 Of the eight art commissioners, two shall be painters, two sculptors, two  
27 architects, and two neither painters, sculptors nor architects.

28 The Director of Public Health shall be a person licensed to practice medicine,  
29 and surgery in this State and shall have had at least five years' practical experi-  
30 ence in the practice of medicine and surgery in this State and at least six years'  
31 practical experience in public health work.

32 The assistant director of public health shall be a person licensed to practice  
33 medicine and surgery in this State, and shall have had at least five years' prac-  
34 tical experience in the practice of medicine and surgery in this State, and at  
35 least three years' practical experience in public health work.

36 No public utility commissioner or employee of the public utility commission  
37 shall be in the employ of or hold any official relation to any corporation or per-  
38 son subject in whole or in part to regulation by the commission nor shall he hold

39 stocks or bonds in any such corporation or be in any other manner pecuniarily  
 40 interested therein, directly or indirectly, and if any public utility commissioner  
 41 or employee shall voluntarily become so interested, his office or employment shall  
 42 *ipso facto* become vacant, and if any public utility commissioner or employee be-  
 43 comes so interested otherwise than voluntarily he shall, within a reasonable time,  
 44 divest himself of such interest.

45 The Chief Grain Inspector shall be a person who is not interested, either  
 46 directly or indirectly, in any warehouse in this State, and who is not a member  
 47 of the board of trade.

48 Neither the Director, Assistant Director, Superintendent of Registration,  
 49 nor any other executive and administrative officer in the Department of Registra-  
 50 tion and Education shall be affiliated with any college or school of medicine,  
 51 pharmacy, dentistry, nursing, optometry, embalming, barbering, veterinary med-  
 52 icine and surgery, architecture, or structural engineering, either as teacher,  
 53 officer or stockholder, nor shall he hold a license or certificate to exercise or prac-  
 54 tice any of the professions, trades or occupations regulated.

55 No more than two members of the normal school board shall be residents of  
 56 any one congressional district.

57 The Board of Natural Resources and Conservation shall be composed of the  
 58 Director of Registration and Education, who shall be *ex officio* chairman there-  
 59 of, the president of the University of Illinois or his representative, and one ex-  
 60 pert each in biology, geology, engineering, chemistry and forestry, qualified by  
 61 ten years' experience in practicing or teaching their several professions, and one  
 62 physician.

63 The Board of State Museum Advisors shall be composed of one expert in  
 64 botany, ethnology, zoology, manufacture and museum administration.

Sec. 63. The board of natural resources and conservation, acting through  
 2 five or more sub-committees, each of which shall be composed of the Director of  
 3 Registration and Education, the President of the University of Illinois, or his  
 4 representative, and the expert *advisor* specially qualified in each of the fields of  
 5 investigation, shall:



6        1. Consider and decide all matters pertaining to natural history, geology,  
7 water and water resources, forestry, and allied research, investigational and  
8 scientific work;

9        2. Select and appoint, without reference to the State civil service law, mem-  
10 bers of the scientific staff, prosecuting such research, investigational and scien-  
11 tific work;

12        3. Co-operate with the University of Illinois in the use of scientific staff  
13 and equipment;

14        4. Co-operate with the various departments in research, investigational and  
15 scientific work useful in the prosecution of the work of any department.

16        5. *Maintain a laboratory or laboratories at any institution under the care*  
17 *of the Department of Public Welfare or the University of Illinois, or at one*  
18 *or more of the State Normal Universities for the purpose of research into the*  
19 *causes, the cure and the prevention of the defects, disabilities and delinquencies*  
20 *for which custody and confinement are provided under the Department of Public*  
21 *welfare, and shall elect and appoint, without reference to the State civil service*  
22 *law, a laboratory chief and a staff of investigators, whose duties shall be con-*  
23 *fined to such research work, and at the expense of research work shall not ex-*  
24 *ceed two per cent of the total sum appropriated for the support of the institu-*  
25 *tions under the control of the Department of Public Welfare during the pre-*  
26 *ceding biennial period.*

27        *Said board shall have the right to co-operate in such research work herein*  
28 *provided for with private or other public research boards or institutions in-*  
29 *volving no additional expense to this State.*

30        *The expenditure each year for the purposes of research as aforesaid con-*  
31 *cerning the various forms of insanity, dependency and delinquency and of*  
32 *mental, moral and physical defects, shall be apportioned, approximately, in the*  
33 *order and in proportion to the number of individuals in the different classes of*  
34 *such delinquents and defectives among the patients and inmates of the institu-*

35 *tions under the Department of Public Welfare during the preceding biennial*  
36 *period.*

37       The Board of State Museum Advisors shall advise the Director of Educa-  
38 tion and Registration in all matters pertaining to maintenance, extensions and  
39 usefulness of the State museum.

- 1 Introduced by Mr. S. B. Turner, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on License and Miscel-  
lany.

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## A BILL

For an Act in relation to the regulation of the manufacture, sale and exchange of  
fabrics and articles produced in whole or in part from wool, cotton, silk, linen,  
or leather.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* It is unlawful for any person engaged in  
3 the manufacture, sale or exchange of any fabric or article produced in whole  
4 or in part from wool, cotton, silk, linen, or leather, to sell or exchange any such  
5 fabric or article unless the same has been marked, tagged or labeled as provided  
6 in this Act.

Sec. 2. The term "pure wool" as used in this Act shall be held to mean  
2 sheep's wool which has not been previously used in the manufacture of any  
3 other article or fabric.

Sec. 3. The term "pure cotton" as used in this Act shall be held to mean  
2 pure cotton exclusive of sizing and filling.

Sec. 4. The term "pure silk" as used in this Act shall be held to mean  
 2 either a reeled or spun silk from the cocoon of the silk worm, and that the com-  
 3 ponent part of silk thereof does not contain more than its original gum weight.

Sec. 5. The term "pure linen" as used in this Act shall be held to mean pure  
 2 linen exclusive of sizing and filling and substitutes.

Sec. 6. Leather impregnated with glucose, sulphate of magnesia, sulphate  
 2 of barium, or containing excessive amounts of other salts or acids or other mate-  
 3 rials which are not essential in the proper tanning of leather and which add  
 4 weight to the same, shall be deemed to be "adulterated leather."

Sec. 7. All fabrics and articles which are composed wholly of pure wool  
 2 shall be marked, tagged or labeled "pure wool," shall be marked, tagged or la-  
 3 beled "pure cotton"; and if they be sized, they shall be marked, tagged or la-  
 4 beled "cotton sized", with the net weight of the same as woven and the gross  
 5 weight sized. All fabrics and articles composed wholly of pure silk shall be  
 6 marked, tagged or labeled "pure silk". All fabrics and articles composed whol-  
 7 ly of pure linen shall be marked, tagged or labeled "pure linen"; and if they be  
 8 sized, they shall be marked, tagged or labeled "linen sized", with the net weight  
 9 of the same as woven and the gross weight sized. All fabrics and articles com-  
 10 posed in part of wool, cotton, silk, or linen shall be marked, tagged or labeled  
 11 showing all constituents contained therein with the percentage by weight of each.  
 12 All articles composed in whole of unadulterated leather, or composed in part  
 13 of unadulterated leather with no adulterated leather, shall be marked, tagged or  
 14 labeled "unadulterated leather." All articles composed in whole of adulterated  
 15 leather, or in part of adulterated leather with other substances, shall be marked,  
 16 tagged or labeled "adulterated leather", and the mark, tag or label shall show  
 17 all constituents contained therein with the percentage by weight of each. All  
 18 boots, shoes, sandals or slippers in which the counter, insole, outsole, middle sole,  
 19 and other surface of the shoe is not composed of unadulterated leather shall be  
 20 marked, tagged or labeled "adulterated" or "substituted leather", and the



21 mark, tag or label shall show all constituents contained therein with the percent-  
22 age by weight of each. However, it shall not be required to separately mark, tag  
23 or label any textile fabric used in the manufacture of boots, shoes, sandals or  
24 slippers. All marking, tagging and labeling required by this Act shall be made  
25 in plain letters.

Sec. 8. Any fabric or article which is sold at retail by the dozen or fraction  
2 thereof shall not be required to be separately marked, tagged or labeled if the  
3 container thereof is properly marked, tagged or labeled in some conspicuous  
4 place in full view of the purchaser. All fabrics sold at retail by the bolt or yard  
5 shall be marked, tagged, or labeled on the outside of the bolt or package con-  
6 taining the same. In the case of articles of wearing apparel, only the outer sur-  
7 face and body linings shall be required to be marked, tagged or labeled.

Sec. 9. All fabrics and articles manufactured prior to the passage of this  
2 Act and which have passed from the hands of the manufacturer thereof, and all  
3 fabrics or articles composed of other fabrics or articles which other fabrics or ar-  
4 ticles were manufactured prior to the passage of this Act and which have  
5 passed from the hands of the manufacturer thereof, shall, if the ingredients or  
6 constituent parts are unknown, be marked, tagged or labeled in plain letters  
7 "Composition unknown."

Sec. 10. Any person who marks, tags or labels any fabric or article, re-  
2 quired by this Act to be marked, tagged or labeled, with a false statement as to  
3 the composition thereof, shall be fined not less than one hundred dollars (\$100)  
4 nor more than two hundred dollars (\$200). Any person who sells or exchanges  
5 any fabric or article, herein required to be marked, tagged or labeled, without  
6 such mark, tag or label, shall be fined not less than twenty-five dollars (\$25) nor  
7 more than fifty dollars (\$50).







- 1 Introduced by Mr. Weinshenker, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act relating to the registration and sale of motor vehicles.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* After September 1, 1921, it shall be un-  
3 lawful to buy or sell any motor vehicle in this State, unless the title to the motor  
4 vehicle has been registered in the manner provided in this Act. And after Sep-  
5 tember 1, 1921, the Secretary of State shall not issue a certificate of registration  
6 or provide number plates for any motor vehicle unless the title to the motor  
7 vehicle has been registered as provided in this Act.

Sec. 2. Every owner and every vendee, under a conditional sales contract,  
2 of a motor vehicle shall make application to the recorder of deeds of the county  
3 of his residence, or if a non-resident owning a motor vehicle in this State, to  
4 the recorder of deeds of the county where such motor vehicle is kept, for the  
5 registration of such motor vehicle. The application shall set forth the name and  
6 address of the applicant, the name of the person from whom the motor vehicle  
7 was purchased, the date of purchase, a description of the motor vehicle, show-

ing name of manufacturer, style, factory and engine numbers and amount of horsepower. The application shall be signed by the applicant and shall be verified under oath.

Sec. 3. The recorder of deeds upon receipt of the required fee, shall, unless it appears from the application that the applicant is unlawfully in possession of such motor vehicle, execute a certificate of title in triplicate, in the following form:

Recorder of Deeds Office.  
.....County.  
State of Illinois.  
CERTIFICATE OF TITLE  
No.....

State of Illinois, }  
County of.....} ss.

This is to certify that..... (Sex)..... height..... weight..... color of hair..... age..... residing at..... in the city of..... County of.....and State of Illinois, has duly made application for registration of title to motor vehicle hereinafter described; that it appears that said.....is the owner of the following motor vehicle: Motor Number..... Make..... Model..... and that he purchased the same from..... on the.....day of.....19....

In witness whereof I have hereunto subscribed my name and affixed the seal of my office this.....day of.....19....

(SEAL) .....  
Recorder of Deeds in and for the County of.....State of Illinois.  
.....  
Signature of Applicant.

The original shall be kept and filed by the recorder of deeds. The duplicate and triplicate shall be delivered to the applicant, who shall present one of them

28 to the Secretary of State before a certificate of registration and number plates  
29 are issued to him.

Such certificate of title may be issued to the vendee under a conditional sales contract in which case the certificate of title shall note that fact.

When the conditional sales contract has been fully performed by the vendee or his assignee he shall receive a release in proper form which release shall be noted on the certificate of title. Any vendor under a conditional sales contract or any assignee of such vendor who neglects or refuses to execute such release on demand after such contract has been fully performed, is guilty of a misdemeanor and shall be fined not less than five dollars nor more than fifty dollars.

Sec. 4. On the back of each certificate of title shall be printed a form of  
2 assignment in the following form:

## 3 ASSIGNMENT OF TITLE TO MOTOR VEHICLE REGISTERED.

4 UNDER CERTIFICATE NUMBER.....

5 State of Illinois, }  
6 County of..... } ss.

7 On this.....day of.....19...., I.....  
8 of the county of.....State of Illinois, for value received, do  
9 hereby sell, assign, transfer and set over all my right, title and interest in and  
10 to the motor vehicle, as designated by certificate of title number.....  
11 to....., whose description is as follows: Sex.....  
12 height.....; weight.....; color of hair.....; age.....;  
13 residing at....., in the county of....., State  
14 of Illinois, and I hereby authorize and direct the register of deeds who  
15 issued said certificate to cancel the same, and I further authorize and direct the  
16 recorder of deeds of the county of.....where said assignee resides  
17 to issue a new certificate to said assignee.

.....  
Signature of Vendor.

Sec. 5. Upon surrender to the recorder of deeds of any such certificate of

2 title and assignment properly executed, or of any such certificate of title together  
3 with a duly executed and acknowledged conditional sales contract, or a sheriff's  
4 certificate under execution or foreclosure sale, and upon filing the same with the  
5 recorder of deeds of the proper county wherein resides the assignee, vendee, or  
6 purchaser at a sheriff's sale on execution or foreclosure, as the case may be, such  
7 recorder of deeds shall upon payment of the required fee, issue a certificate of  
8 title to such assignee, vendee under a conditional sale contract, or purchaser at  
9 sheriff's sale or on foreclosure, and shall cancel the original of the surrendered  
10 triplicate, if the same is of record in his county.

11 If such original is not of record in his county such recorder of deeds shall  
12 immediately execute and mail a notice under his hand and official seal directed  
13 to the recorder of deeds of the county in which such original certificate was  
14 issued. Such notice shall set forth the facts concerning such transfer of title  
15 and that a new certificate of title has been issued, giving the date of such new  
16 certificate, its number, the county wherein it was issued, and the name and resi-  
17 dence of the new owner. The recorder of deeds of the county wherein such  
18 original certificate was issued shall enter and file such notice with such original  
19 certificate and shall cancel such certificate.

Sec. 6. The fee to be paid by an applicant for a certificate of title under

2 this Act shall be, in counties of the first class, one dollar (\$1.00), in counties of  
3 the second class, one dollar and fifty cents (\$1.50), in counties of the third  
4 class, two dollars (\$2.00).

Sec. 7. Any sale or assignment and any attempted sale or assignment of

2 any motor vehicle in this State shall be voidable, unless title to the motor  
3 vehicle has been registered by the vendor or assignor as provided in this Act.  
4 Any person who knowingly sells or assigns or knowingly buys or accepts any  
5 assignment of any motor vehicle unless title to such motor vehicle has been reg-  
6 istered by the vendor as provided herein is guilty of a misdemeanor and shall



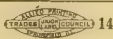
7 be fined not less than \$25.00 nor more than \$100.00 or imprisoned in the county  
8 jail for not less than thirty nor more than ninety days.

Sec. 8. Any person who makes or attempts to make any material alteration  
2 of any certificate of title with intent to defraud or who shall make, exhibit or  
3 have in his possession any imitation or attempted imitation of a certificate of  
4 title is guilty of a misdemeanor and shall be punished by a fine of not less than  
5 \$100.00 nor more than \$500.00 or imprisoned in the county jail for a period not  
6 less than thirty days nor more than six months, or by both such fine and im-  
7 prisonment.

Sec. 9. Owners of motor vehicles within this State for a temporary pur-  
2 pose are not required to register such motor vehicles. But motor vehicles within  
3 this State for more than thirty days shall not be deemed to be in the State for a  
4 temporary purpose.

Sec. 10. The recorders of deeds in the several counties shall be furnished  
2 by the county with proper books and files for indexing and filing applications  
3 for registration, and with a sufficient number of blank forms for certificates of  
4 title in triplicate, with assignments thereon, bound in book form and consecu-  
5 tively numbered.





- 1 Introduced by Mr. Weinshenker, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

## A BILL

For an Act to amend Section 2 of Part Four of Article XII of "An Act to provide for the incorporation of cities and villages," approved April 10, 1872, in force July 1, 1872, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 2 of Part Four of Article XII of "An Act to provide for the incorporation of cities and villages", approved April 10, 1872, in force July 1, 1872, as amended, is amended to read as follows:

Sec. 2. The aldermen elected under the provisions of this Act may receive for their services such compensation as shall be fixed by ordinance, at the rate of not to exceed *seventy-five hundred* dollars per annum for each alderman. The salaries of the aldermen elected at the first general election for aldermen provided for in this Act shall be fixed by the outgoing council.





- 1 Introduced by Mr. Healy, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on efficiency and Economy.

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## A BILL

For an Act to regulate the exhibition of motion pictures.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* There is created the State Board of Cen-  
3 sors, consisting of five members, not more than three of whom shall belong to one  
4 political party. The members of the board shall be appointed by the Governor  
5 with the consent of the Senate. The members first appointed shall serve until  
6 January 1, 1925, or until their successors are appointed and qualified. Upon the  
7 expiration of their terms, members of the board shall be appointed for four  
8 year terms or until their successors are appointed and qualified. During a re-  
9 cess of the Senate, the Governor may make temporary appointments until the  
10 next meeting of the Senate. Vacancies shall be filled for the unexpired portion  
11 of a term in the same manner as appointments for a full term.  
12 The Governor shall from time to time, designate the member of the board  
13 who shall be its chairman.



Sec. 2. The board shall appoint a secretary who shall hold office during its  
 2 pleasure and who shall perform such duties as the board may prescribe. The  
 3 board may, with the consent of the Governor, employ such inspectors, clerks,  
 4 stenographers and other employees as it may deem necessary.

5 All employees other than the secretary of the board, one private secretary  
 6 to each member of the board, experts or other persons temporarily employed,  
 7 are subject to the state civil service laws unless exempted therefrom by the pro-  
 8 visions of those laws.

Sec. 3. The annual salary of each member of the board is five thousand dol-  
 2 lars and the salary of the secretary is thirty-six hundred dollars. The compensa-  
 3 tion of all other employees shall be fixed by the board with the approval of the  
 4 Governor.

Sec. 4. The Secretary of State shall provide offices for the board in the  
 2 Capitol building at Springfield.

Sec. 5. After the first day of October, 1921, no motion picture or motion  
 2 picture film shall be publicly displayed, exhibited or shown within this State  
 3 without a certificate of registration issued by the State Board of Censors.

Sec. 6. This Act shall not apply to:

- 2 (a) The display or exhibition, by religious associations, fraternal societies,
- 3 libraries, museums or public or private institutions of learning, of motion pict-
- 4 ure films for educational or religious purposes;
- 5 (b) Stereopticon views or slides;
- 6 (c) Advertising announcements or slides; or
- 7 (d) News bulletin slides.

Sec. 7. Applications for certificates of registration for motion pictures or  
 2 motion picture films shall be made in writing on blanks prepared and furnished  
 3 by the board.

Sec. 8. The State Board of Censors shall grant certificates of registration  
2 for all motion pictures or motion picture films submitted for approval except  
3 such motion pictures or motion picture films as are sacrilegious, vulgar, inde-  
4 cent, obscene, immoral, unpartriotic, inhuman, or of such a character that their  
5 exhibition would tend to corrupt morals or incite to crime.

Sec. 9. An official stamp of registration shall be issued for each motion  
2 picture or motion picture film approved by the board. Stamps of registration  
3 shall not be less than five (5) feet in length and shall bear these words:  
4 REGISTERED WITH THE STATE BOARD OF CENSORS OF THE  
5 STATE OF ILLINOIS.

6 Stamps of registration may contain any other inscription or design pre-  
7 scribed by the board.

8 A duplicate official stamp of registration shall be issued for each duplicate  
9 motion picture or motion picture film approved by and registered with the  
10 board.

Sec. 10 The public display or exhibition of any motion picture or motion  
2 picture film shall be immediately preceded by the display or exhibition of the  
3 official stamp of registration issued by the board.

Sec. 11. The State Board of Censors may make and adopt reasonable rules  
2 and regulations pertaining to the administration and enforcement of this Act.

Sec. 12. For the registration of motion pictures and motion picture films  
2 the State Board of Censors shall receive the following fees:

3 (a) For each one thousand (1,000) lineal feet of original motion picture  
4 film, or fractional part thereof, the sum of three (\$3.00) dollars; and

5 (b) For each one thousand (1,000) lineal feet of duplicate motion picture  
6 film, or fractional part thereof, the sum of one (\$1.00) dollar.

7 The board shall receive the fees for all motion pictures or motion picture  
8 films submitted to it for approval and registration. No certificate of registra-

tion official stamp of registration or duplicate official stamp of registration shall be issued until all fees are paid.

Sec. 13. Any person violating any of the provisions of this Act or any reasonable rule or regulation adopted by the board for the administration and enforcement of this Act, is guilty of a misdemeanor and shall be punished by a fine of not less than fifty (\$50.00) dollars nor more than three hundred (\$300.00) dollars.

Each day of public display or exhibition of a motion picture or motion picture film or part or portion of a motion picture or motion picture film contrary to the provisions of this Act constitutes a separate offense. The public display or exhibition, in violation of the provisions of this Act, of the same motion picture or motion picture film, or the same part or portion of a motion picture or a motion picture film on the same day at different theatres or places constitute separate offenses.

All fines and penalties recovered in prosecutions for violations of the provisions of this Act, or of the reasonable rules and regulations adopted by the State Board of Censors for the administration and enforcement of this Act, shall be paid to the board.

Sec. 14. After the first day of October, 1921, no city, town, village or other municipal corporation shall pass any ordinance for the purpose of regulating the public display or exhibition of motion pictures or motion picture films. All existing ordinances passed by any city, town, village or other municipal corporation for the purpose of regulating the public display or exhibition of motion pictures or motion picture films shall become null and void on the first day of October, 1921. This section, however, shall not be construed to prevent any city, town, village or other municipal corporation from requiring the payment of license fees by persons, firms or corporations engaged in the business of displaying or exhibiting motion pictures or motion picture films to the public.



- 1 Introduced by Mr. Stubbles, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to repeal Section 1a of “An Act to revise the law in relation to divorce,”  
approved March 10, 1874, in force July 1, 1874, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 1 of “An Act to revise the law in  
3 relation to divorce,” approved March 10, 1874, in force July 1, 1874, is repealed.







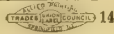
1. Adopted April 6, 1921.

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## AMENDMENT NO. 1.

Amend printed House Bill No. 269 by striking out all after the enacting  
2 clause and inserting in lieu thereof the following: "That Section 1a of 'An  
3 Act to revise the law in relation to divorce,' approved March 10, 1874, in force  
4 July 1, 1874, as amended, be and the same hereby is expressly repealed."





- 1 Introduced by Mr. Flagg, March 1, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to make bribery in the playing of baseball or football games, or other athletic contests or events a felony, and providing the punishment therefor.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That any person who shall give, or offer  
3 to give as a bribe, to any baseball player, football player, or player in any other  
4 athletic contest or event, or employe in anywise connected with any baseball  
5 club, football club, or other organization engaged in playing, or causing to be  
6 played, games of baseball, or football, or other athletic contest or event, which  
7 the public or any part thereof are invited or permitted to witness, any money,  
8 property or other thing of value, for the purpose of inducing such player or  
9 employe to do any act or thing calculated or intended to win or lose any game  
10 of baseball or football or other athletic contest or event played, or to be played,  
11 by or for such club or organization, and any such employe or player connected  
12 with such club or organization, who shall accept, or offer to accept, any money,  
13 property, or other thing of value in consideration of his promise to do, or his

14 doing of any act or thing calculated or intended to cause such club, team or other  
15 organization to win or lose any game of baseball or football or other athletic  
16 contest or event played, or to be played, by or for such club or organization,  
17 shall be adjudged guilty of a felony and on conviction be punished by imprison-  
18 ment in the penitentiary for a term of not less than two years nor more than five  
19 years or by imprisonment in the county jail for a term of not less than six  
20 months.



1 Adopted March 16, 1921.

AMENDMENT NO. 1.

Amend House Bill No. 270 by inserting in line 12 of the printed bill, before  
2 the word "any" the words "as a bribe."

AMENDMENT NO. 2.

Amend House Bill No. 270 in line 9, page 1, by striking out the words "win  
2 or lose" and by inserting in lieu thereof the following "affect the result of".

AMENDMENT NO. 3.

Amend House Bill No. 270 in lines 14 and 15 by striking out the words  
2 "cause such club, team or other organization to win or lose" and insert in lieu  
3 thereof the words "affect the result of".

AMENDMENT NO. 4.

Strike all the words in House Bill No. 270 following the word "years" in line  
2 19 of the printed bill.







1 Introduced by Mr. Smejkal, March 1, 1921.

2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act making an appropriation to the Governor for the Executive Mansion  
and grounds.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* There is appropriated to the Governor  
3 for the executive mansion and grounds, the sum of ten thousand dollars (\$10,000)  
4 for repairs and improvements to present buildings and grounds.

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed to  
2 draw his warrants on the State Treasurer for the sum herein appropriated, upon  
3 the presentation of proper vouchers, certified to and approved by the Governor,  
4 and the State Treasurer shall pay the same out of any money in the State  
5 treasury not otherwise appropriated.

Sec. 3. Because of an emergency, this Act shall take effect upon its passage.





- 1 Introduced by Mr. Mueller, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judicial Department and Practice.

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## A BILL

For an Act to amend an Act entitled, "An Act in relation to practice and procedure in courts of record," approved June 3, 1907, in force July 1, 1907, and as subsequently amended, by amending Section 117 of said Act.

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**SECTION 1.** *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act entitled, "An Act in relation  
3 to practice and procedure in courts of record," approved June 3, 1907, in force  
4 July 1, 1907, and as subsequently amended, be amended by amending Section 117  
5 of said Act to read as follows:

Sec. 117. A writ of error shall not be brought after the expiration of one  
2 year from the rendition of the decree or judgment complained of; but when a  
3 person, thinking himself aggrieved by any decree or judgment that may be re-  
4 versed in the Supreme Court or the Appellate Court, shall be an infant, *non*  
5 *compos mentis* or under duress when the same was entered, the time of such dis-  
6 ability shall be excluded from the computation of said one year.







- 1 Introduced by Mr. Fahy, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

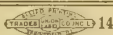
For an Act to authorize the establishment of a hospital for the care of sick or disabled persons who served with the military or naval forces of the United States in the late war with Germany, and making an appropriation therefor.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The Department of Public Works and  
3 Buildings shall purchase or acquire by eminent domain, a site for, and erect a  
4 hospital, or purchase or lease a hospital, to be used for the care of sick or dis-  
5 abled persons who served with the military or naval forces of the United States in  
6 the late war with Germany. The deed to the site, or the deed or lease to the  
7 hospital purchased or leased, shall be taken in the name of the State of Illinois,  
8 and the deed thereto shall be filed with the Secretary of State.

Sec. 2. The sum of five hundred thousand dollars (\$500,000) is appropriated  
2 to the Department of Public Works and Buildings to carry out the provisions of  
3 this Act. This appropriation is subject to the provisions of "An Act in relation  
4 to State finance," approved June 10, 1919, in force July 1, 1919.





- 1 Introduced by Mr. Brinkman, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

## A BILL

For an Act to amend Section 1 of an Act entitled, "An Act requiring custodians of public moneys to file and publish statements of the receipts and disbursements thereof, and to repeal an Act entitled, 'An Act to require officers having in their custody public funds to prepare and publish an annual statement of the receipt and disbursement of such funds,' approved May 30, 1881, in force July 1, 1881, and amendments thereto," approved June 24, 1919, in force July 1, 1919.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 1 of an Act entitled, "An  
3 Act requiring custodians of public moneys to file and publish statements of the  
4 receipts and disbursements thereof, and to repeal an Act entitled, 'An Act to  
5 require officers having in their custody public funds to prepare and publish an  
6 annual statement of the receipt and disbursement of such funds,' approved May  
7 30, 1881, in force July 1, 1881, and amendments thereto," approved June 24,  
8 1919, in force July 1, 1919, be and the same is hereby amended to read as fol-  
9 lows:

Sec. 1. Each public officer (other than a State officer *or officer of a municipal corporation having a population of more than 500,000 according to the last federal or state census*) who, by virtue of his office receives for disbursement and disburses public funds in the discharge of governmental or municipal debts and liabilities, shall, at the expiration of each fiscal year, prepare a statement:

(1) Of all moneys received and from what sources received, giving items, particulars and details;

(2) Of all moneys paid out, giving the name of each individual to whom paid, on what account paid, and the amount.

Such statement shall be subscribed and sworn to by the public officer making such statement, and, within thirty days after the expiration of such fiscal year shall be filed in the office of the county clerk of the county in which such public officer resides.



1 Adopted March 16, 1921.

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AMENDMENT TO 1.

Amend House Bill No. 274 by striking out all after the enacting clause and  
2 inserting in lieu thereof the following: "That an Act entitled, 'An Act requir-  
3 ing custodians of public moneys to file and publish statements of the receipts  
4 and disbursements thereof, and to repeal an Act entitled, 'An Act to require  
5 officers having in their custody public funds to prepare and publish annual  
6 statements of the receipt and disbursement of such funds,' approved May 30,  
7 1881, in force July 1, 1881, and amendments thereto," approved June 24, 1919, in  
8 force July 1, 1919, be and the same is hereby repealed.

AMENDMENT NO. 2.

Amend House Bill No. 274 by striking out the title thereof and substituting  
2 the following: "A bill for an Act to repeal an Act entitled, An Act requiring  
3 custodians of public moneys to file and publish statements of the receipts and  
4 disbursements thereof, and to repeal an Act entitled, 'An Act to require officers  
5 having in their custody public funds to prepare and publish an annual state-  
6 ment of the receipt and disbursement of such funds,' approved May 30, 1881, in  
7 force July 1, 1881, and amendments thereto," approved June 24, 1919, in force  
8 July 1, 1919.







- 1 Introduced by Mr. McCabe, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on License and Mis-  
cellany.

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## A BILL

Relating to the theatrical employment agents or brokers.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That every person who negotiates any  
3 contract for or on behalf of any performer for services to be rendered by such  
4 performer in any theater or place of amusement, is hereby declared to be a the-  
5 atrical employment broker and before engaging in any such business or nego-  
6 tiating any such contract shall make application to the State Bureau of Labor  
7 Statistics for a license so to do, and upon the issuance of such license shall pay  
8 to the State Bureau of Labor Statistics a fee of twenty-five (\$25) dollars.

Sec. 2. Upon the receipt of the license herein provided such broker shall be  
2 entitled to charge a commission upon all contracts negotiated by such broker but  
3 such commission shall under no circumstances exceed three (3%) per cent of  
4 the gross amount of salary or earnings of the Act to be paid to such performer  
5 under said contract, which sum so charged shall include all payments, charges or

6 gratuities whatsoever to be received by such theatrical employment broker,  
7 either before, at the time or subsequent to the securing of such employment.

Sec. 3. Where one or more brokers participate in securing employment for  
2 or on behalf of any performer for services to be rendered in any theater or place  
3 of amusement the combined fees of all such persons so participating shall not  
4 exceed three per cent of the gross amount of the salary earned.

Sec. 4. Any person engaging in such brokerage business without first pro-  
2 curing the license provided for shall be guilty of a misdemeanor and shall be  
3 fined a sum not less than \$50 nor more than \$200 for each offense and any such  
4 broker that has been granted license as herein provided who shall charge in any  
5 form whatsoever a greater commission for negotiating any employment contract  
6 than herein provided shall be guilty of extortion and be fined in a sum not less  
7 than \$100 nor more than \$500 and the license of such broker shall be forthwith  
8 revoked.



- 1 Introduced by Mr. Searcy, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Insurance.

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## A BILL

For an Act to amend Section 11, of “An Act to provide for the deposit of reserve and the registration of policies and annuity bonds by Life Insurance Companies of this State,” approved April 18, 1899, in force July 1, 1899, as amended by an Act approved May 20, 1907, in force July 1, 1907.

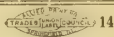
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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That Section 11 of an Act entitled, “An Act to provide for the deposit of reserve and the registration of policies and annuity bonds by life insurance companies of this State,” approved April 18, 1899, in force July 1, 1899, as amended by an Act approved May 20, 1907, in force July 1, 1907, be and the same is hereby amended to read as follows:

Sec. 11. Any company making deposits and registering its policies and annuity bonds pursuant to this Act may, through action by its Board of Directors or other governing body corresponding thereto, at any time when the insurance under its registered policies in force exceeds Fifty Million Dollars (\$50,000,000), cease to register its policies and annuity bonds issued subsequent to

6 the completion of the steps herein required and cease to deposit the reserves  
7 thereon. It shall be necessary for the Board of Directors or corresponding  
8 governing body to express their desire to take advantage of this provision by  
9 resolution adopted by a majority thereof at any duly called meeting, and a notice  
10 of such proposed resolution shall be contained in the notice of the meeting. A  
11 copy of such resolution and certificate of the adoption thereof verified by the  
12 affidavits of the president and secretary and under the seal of the corporation  
13 shall be submitted to the Department of Trade and Commerce, and when said de-  
14 partment shall have determined by examination or otherwise that the above re-  
15 quirement regarding the minimum amount of insurance is complied with it shall  
16 file the document, whereupon the resolution shall be deemed effective, and there-  
17 after no policy or annuity bond of such company shall be registered under the  
18 provisions of this Act. Nothing in this section contained shall be construed to  
19 extend to or affect any policy or annuity bond registered prior to the taking effect  
20 of such resolution, nor the obligation of the company issuing the same to main-  
21 tain and increase the deposit thereon, in accordance with the provisions of this  
22 Act.





- 1 Introduced by Mr. Cruden, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Charities and Cor-  
rections.

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## A BILL

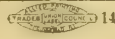
For an Act to amend Section 2 of "An Act to create a State Farm," approved June  
14, 1917, in force July 1, 1917.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 2 of "An Act to Create a State  
3 Farm," is amended to read as follows:

Sec. 2. Such farm shall receive and provide proper work and care for all  
2 such male offenders above the age of sixteen (16) years, other than those sen-  
3 tenced or committed for the violation of municipal ordinances, whose sentence  
4 shall consist of confinement in any county jail or workhouse or house of correc-  
5 tion for sixty (60) days or more, as may be committed to such farm. In all cases  
6 in which a court is now or hereafter may be authorized by law to sentence such  
7 male offenders or commit such offenders to work out fine and costs, to a county  
8 jail or workhouse, such court is hereby authorized in its discretion to commit or  
9 sentence to the Illinois State Farm. The city or county from which said offenders

10 are committed shall deliver at their own expense all such offenders to the officer  
11 in charge at the said Illinois State Farm and shall be charged on the books of the  
12 institution and shall pay quarterly to the institution on itemized bills rendered at  
13 the rate of thirty dollars (\$30) per month for each and every offender so com-  
14 mitted for the actual time interned, together with transportation and sub-  
15 sistence en route back to the place of committment when paroled or discharged.



- 1 Introduced by Mr. Devine (by request), March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Uniform Laws.

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## A BILL

For an Act to amend Section 10 of an Act entitled, "An Act in regard to evidence and depositions in civil cases," approved March 29, 1872.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 10 of an Act entitled, "An  
3 Act in regard to evidence and depositions in civil cases," approved March 29,  
4 1872, be amended to read as follows:

Sec. 10. Printed books or pamphlets purporting on their face to be the ses-  
2 sion or other statutes of the United States or of this State or of any of the United  
3 States or the territories thereof, *or of any foreign jurisdiction*, and to have been  
4 printed and published by the authority of the United States or of any such State,  
5 territory, *or foreign jurisdiction or proved to be commonly recognized in its*  
6 *courts*, shall be received in the courts of this State as prima facie evidence of such  
7 statutes.





1 Introduced by Mr. Watson, March 2, 1921.

2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act concerning fraudulent conveyances and to make uniform the law relating thereto.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* In this Act "Assets" of a debtor means  
3 property not exempt from liability for his debts. To the extent that any prop-  
4 erty is liable for any debts of the debtor, such property shall be included in his  
5 assets.  
6 "Conveyance" includes every payment of money assignment, release,  
7 transfer, lease, mortgage or pledge of tangible or intangible property, and also  
8 the creation of any lien or incumbrance.  
9 "Creditor" is a person having any claim, whether matured or unmatured,  
10 liquidated or unliquidated, absolute, fixed or contingent.  
11 "Debt" includes any legal liability, whether matured or unmatured, liqui-  
12 dated or unliquidated, absolute, fixed or contingent.



Sec. 2. (1) A person is insolvent when the present fair salable value of  
 2 his assets is less than the amount that will be required to pay his probable  
 3 liability on his existing debts as they become absolute and matured.

4 (2) In determining whether a partnership is insolvent there shall be added  
 5 to the partnership property the present fair salable value of the separate assets  
 6 of each general partner in excess of the amount probably sufficient to meet the  
 7 claims of his separate creditors, and also the amount of any unpaid subscription  
 8 to the partnership of each limited partner, provided the present fair salable value  
 9 of the assets of such limited partner is probably sufficient to pay his debts, in-  
 10 cluding such unpaid subscription.

Sec. 3. Fair consideration is given for property, or obligation. (a) When  
 2 in exchange for such property, or obligation, as a fair equivalent therefor, and in  
 3 good faith, property is conveyed or an antecedent debt is satisfied, or (b) When  
 4 such property, or obligation, is received in good faith to secure a present advance  
 5 or antecedent debt in amount not disproportionately small as compared with the  
 6 value of the property, or obligation obtained.

Sec. 4. Every conveyance made and every obligation incurred by a person  
 2 who is or will be thereby rendered insolvent is fraudulent as to creditors without  
 3 regard to his actual intent if the conveyance is made or the obligation is incurred  
 4 without a fair consideration.

Sec. 5. Every conveyance made without fair consideration when the person  
 2 making it is engaged or is about to engage in a business or transaction for which  
 3 the property remaining in his hands after the conveyance is an unreasonably  
 4 small capital, is fraudulent as to creditors and as to other persons who become  
 5 creditors during the continuance of such business or transaction without regard  
 6 to his actual intent.

Sec. 6. Every conveyance made and every obligation incurred without fair  
 2 consideration when the person making the conveyance or entering into the obli-

gation intends or believes that he will incur debts beyond his ability to pay as they mature, is fraudulent as to both present and future creditors.

Sec. 7. Every conveyance made and every obligation incurred with actual intent, as distinguished from intent presumed in law, to hinder, delay, or defraud either present or future creditor, is fraudulent as to both present and future creditors.

Sec. 8. Every conveyance of partnership property and every partnership obligation incurred when the partnership is or will be thereby rendered insolvent, is fraudulent as to partnership creditors, if the conveyance is made or obligation is incurred,

(a) To a partner, whether with or without a promise by him to pay partnership debts, or

(b) To a person not a partner without fair consideration to the partnership as distinguished from consideration to the individual partners.

Sec. 9. (1) Where a conveyance or obligation is fraudulent as to a creditor, such creditor, when his claim has matured, may, as against any person except a purchaser for fair consideration without knowledge of the fraud at the time of the purchase, or one who has derived title immediately or mediately from such a purchaser,

(a) Have the conveyance set aside or obligation annulled to the extent necessary to satisfy his claim, or

(b) Disregard the conveyance and attach or levy execution upon the property conveyed.

(2) A purchaser who without actual fraudulent intent has given less than a fair consideration for the conveyance or obligation, may retain the property or obligation as security for repayment.

Sec. 10. Where a conveyance made or obligation incurred is fraudulent as to a creditor whose claim has not matured he may proceed in a court of competent

3 jurisdiction against any person against whom he could have proceeded had his  
4 claim matured, and the court may,

- 5 (a) Restrain the defendant from disposing of his property,
- 6 (b) Appoint a receiver to take charge of the property,
- 7 (c) Set aside the conveyance or annul the obligation, or
- 8 (d) Make any order which the circumstance of the case may require.

Sec. 11. In any case not provided for in this Act the rules of law and equity  
2 including the law merchant, and in particular the rules relating to the law of  
3 principle and agent, and the effect of fraud, misrepresentation, duress or coer-  
4 cion, mistake, bankruptcy or other invalidating cause shall govern.

Sec. 12. This Act shall be so interpreted and construed as to effectuate its  
2 general purpose to make uniform the law of those states which enact it.

Sec. 13. This Act may be cited as the Uniform Fraudulent Conveyance Act.



- 1 Introduced by Mr. Little, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend "*An Act to establish and maintain parks and parkways in towns and townships*" (approved May 29, 1911, in force July 1, 1911), by adding thereto two sections to be known as Sections 11 and 12.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act to establish and maintain parks and parkways in towns and townships," approved May 29, 1911, in force July 1, 1911, is amended by adding two sections thereto, to be known as Sections 11 and 12.

Sec. 11. The said board of park commissioners shall appoint a treasurer who shall enter into a bond with security to be approved by the commissioners in a penal sum of at least twice the amount of all moneys likely to come into his hands, conditioned for the faithful accounting for all moneys received by him. Said treasurer shall be paid a commission to be fixed by the commissioners, at not to exceed one per cent of all moneys received and paid out by him, and shall submit annual reports to the commissioners, in itemized form, of all receipts and



8 disbursements. His term of office shall be one year or until his successor shall be  
9 elected and qualified. Upon the selection and qualification of such treasurer, all  
10 moneys which have or may be raised by taxation for park purposes upon the  
11 property within such town or township shall be delivered over to such treasurer.

Sec. 12. It shall be lawful in the organization of a park district under any  
2 other Act, to include therein a part or all of the territory of a town or township  
3 wherein park commissioners shall have been appointed or elected pursuant to the  
4 provisions of this Act: *Provided, however,* that where a park district is so  
5 organized, any taxes which shall have been collected or levied pursuant to the  
6 provisions of this Act and any property acquired or held by the park commis-  
7 sioners chosen hereunder shall be divided between the town or township and the  
8 park district so organized proportionately to the amount of taxable property in  
9 such town or township outside of and within such park district, according to  
10 the last prior general assessment thereof; and thereafter the functions and  
11 authority of the park commissioners of such town or township shall cease as to  
12 the territory included within a park district, and general taxes thereafter levied  
13 by the town park commissioners for park purposes shall be apportioned and  
14 divided as herein provided for. If the park district thus organized shall include  
15 the whole of any such town or township, the entire funds and property so held,  
16 and the entire tax so levied hereunder shall be paid over to the proper corporate  
17 authorities of the park district organized under this Act, and the office of park  
18 commissioner in such town or township shall thenceforth terminate, and all  
19 property, duties and authority thereof shall be transferred to such park district,  
20 which shall likewise assume all the liabilities and carry out all the contracts  
21 theretofore made by said town or township park commissioners. The division of  
22 funds herein provided for shall be made by agreement between the supervisor of  
23 the town or township affected and the commissioners of such park district  
24 organized under such other Act; but if the funds cannot be divided by agreement,  
25 then upon petition to the county court of the county in which such town or town-



26 ship is located, that court shall forthwith in a summary way proceed to hear the  
27 evidence and make an order dividing such property and funds, including any tax  
28 uncollected, in accordance with the requirements herein set forth, which order  
29 shall be final and binding upon all persons interested.





- 1 Introduced by Mr. Little, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend "*An Act to provide for the organization of Park Districts and the transfer of submerged lands to those bordering on navigable bodies of water*" (approved June 24, 1895, in force July 1, 1895).

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: Sections 1, 3, 5 and 9 of an Act entitled, "An Act to provide for the organization of Park Districts and the transfer of submerged lands to those bordering on navigable bodies of water" (approved June 24, 1895, in force July 1, 1895), are amended to read as follows:*

Sec. 1. That any territory situated in the same county or in two adjoining counties under township organization and so lying as to form one connected area, no portion of which shall be already included in a park district, may be organized into a park district for the establishment, construction and maintenance of public parks and boulevards in the manner herein provided: Provided, that the fact that the land proposed to be included in such park district shall not be excluded therefrom by reason of being located within a town or township having

8 or entitled to have park commissioners elected under the provisions of an Act  
9 entitled, "An Act to establish and maintain parks and parkways in towns and  
10 townships," approved May 29, 1911, in force July 1, 1911.

Sec. 3. The ballots to be used at such election shall be in the following form.

|   |   |
|---|---|
| 2 | "For Park Commissioners".....               |
| 3 | "For Park District".....                    |
| 4 | "Against Park District".....                |
| 5 | Names.....                                  |
|   | { .....<br>.....<br>.....<br>.....<br>..... |

6 The judges at such election shall make return thereof to the county judge  
7 of the county in which such election is held, the said judge shall canvass such  
8 returns and cause a statement of the result of such election to be entered on the  
9 records of the county court.

10 When the territory proposed to be organized into a park district is situated  
11 in more than one town or county, then at least one polling place shall be located  
12 in each county and in the town or portion of a town having the greater part of  
13 the population in such territory, and at least one additional polling place shall be  
14 established in each other town or portion of a town where the number of legal  
15 voters therein shall be in excess of 200. The order for the election shall prescribe  
16 the polling places in accordances with these requirements and fix the boundaries  
17 of the voting district for each polling place, if there be more than one.

Section 5. If the majority of the votes cast in said proposed district (and  
2 in each county where the same lies partly within two different counties) shall be  
3 in favor of the proposed park district, such proposed park district shall thence-  
4 forth be deemed an organized park district under this Act; and in that event the  
5 five persons who shall have received the highest number of votes for commission-

6 ers cast at said election shall be declared the commissioners of said district; and  
7 the said district so organized shall have the name designated and set forth in  
8 said petition, and by such name and style the same may sue and be sued, contract  
9 and be contracted with, acquire and hold real estate and personal property  
10 necessary for corporate purposes and adopt a common seal and alter the same at  
11 pleasure, and such district shall constitute in law and equity a body corporate and  
12 politic and exercise the powers herein specified. All courts of this State shall  
13 take judicial notice of the organization of said park district and of the election  
14 of said commissioners.

15 *If any of the territory included in the park district so organized shall be*  
16 *located within a town or township wherein taxes are held or have been levied by*  
17 *general taxation for any park purpose under the provisions of the aforesaid Act,*  
18 *entitled, "An Act to establish and maintain parks and parkways in towns and*  
19 *townships," the funds so held and the tax so levied, and any other property held*  
20 *for park purposes shall be divided between such town or township and the park*  
21 *district so organized proportionately to the amount of taxable property in such*  
22 *town or township, outside of and within such park district, according to the last*  
23 *prior general assessment thereof; and thereafter the functions and authority of*  
24 *the park commissioners of such town or township shall cease as to the territory*  
25 *included within the park district thus organized, and taxes thereafter levied by*  
26 *them for park purposes shall be apportioned and divided as herein provided. If*  
27 *the park district thus organized shall include the whole of any such town or*  
28 *township, the entire funds and property so held and the entire tax so levied by*  
29 *the town park commissioners shall be paid over to the proper corporate author-*  
30 *ities of the park district organized under this Act, and the office of park commis-*  
31 *sioner in such town or township shall thenceforth terminate, and all property,*  
32 *duties and authority thereof shall be transferred to the park district organized*  
33 *hereunder, which shall likewise assume all the liabilities and carry out all con-*  
34 *tracts theretofore made by the said town or township park commissioners. The*  
35 *division of funds herein provided for shall be made by agreement between the*



36 supervisor of the town or township affected, and the park commissioners elected  
37 under this Act; but if the funds cannot be divided by agreement, then upon peti-  
38 tion to the county court of the county in which such town or township is located,  
39 that court shall forthwith in a summary way proceed to hear the evidence and  
40 make an order dividing such property and funds, including any tax uncollected,  
41 in accordance with the requirements hereinabove set forth, which order shall be  
42 final and binding upon all persons interested.

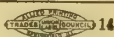
Sec. 9. At the second regular township election in April after the board of  
2 commissioners has been constituted as aforesaid, and annually thereafter, one  
3 commissioner shall be elected for the term of five years, or until his successor is  
4 elected and qualified. Notice of the time and place or places of holding such elec-  
5 tion shall be given by the commissioners of such park district, by posting written  
6 or printed notices in five of the most public places in the district, at least ten days  
7 prior to the election, and by publishing the same in one or more newspapers, if  
8 there be any published in said district; the election shall be conducted in the same  
9 manner and the vote canvassed and the result declared as for township officers.

10 *For the election of commissioners of such park district, one or more polling*  
11 *places shall be located within the town or portion thereof in which the greater*  
12 *part of the population of such park district resides; and upon petition of 50 or*  
13 *more legal voters residing within such park district and in any other town or*  
14 *portion of a town which may be included in such district, an additional polling*  
15 *place shall be established by the commissioners at some point convenient to the*  
16 *residents of said park district within the town represented by the petitioners, and*  
17 *all residents of such park district within such town shall thereafter vote at the*  
18 *polling place so established. Separate ballot boxes shall be used to receive the*  
19 *ballots cast for park commissioners, and separate returns of the votes cast with*  
20 *the ballots thereof shall be made to the president of the board of commissioners*  
21 *as nearly as may be in the manner now provided for making such returns to the*  
22 *town clerk, and said board shall within five days after such election canvass said*  
23 *returns and declare the result of said election and enter a record of such canvass*

24 and declaration upon its records: *Provided, however,* that this Act shall not be  
25 construed as in any manner amending, modifying or repealing any of the pro-  
26 visions of an Act entitled, “An Act regulating the holding of elections and de-  
27 claring the result thereof in cities, villages and incorporated towns in this  
28 State,” approved June 19, 1885. Nor shall the provisions of this Act apply to  
29 or affect any city, village or incorporated town that has by vote of the electors  
30 thereof adopted the provisions of the Act hereinabove mentioned insofar as the  
31 provisions of said Act are in conflict herewith. But where any district organized  
32 under this Act or portion thereof shall be located in such city, village or incor-  
33 porated town the election shall be conducted and the returns thereof made and  
34 declared in the same manner as is now provided where a township or portion  
35 thereof is located therein, except that any returns to be made to the town clerk  
36 or the corporate authorities of the township shall be made instead to the presi-  
37 dent and the board of commissioners of the district.

38 Vacancies in the board by reason of removal from the district or otherwise  
39 may be filled by appointment by the remaining members of the board; such  
40 appointment to continue until a successor for the unexpired term has been elected  
41 and qualified; at the first annual township election after such vacancy occurs, a  
42 successor for the unexpired term shall be elected.





1 Adopted March 29, 1921.

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#### AMENDMENT NO. 1.

Amend the title of printed House Bill No. 281 by striking out the word  
2 "boreding" and substituting in lieu thereof the word "bordering."

#### AMENDMENT NO. 2.

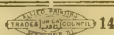
Amend printed House Bill No. 281, on page 1, Section 1, line 2, by insert-  
2 ing between the figures 3 and 5 the word "and" and striking out the figure 9.

#### AMENDMENT NO. 3.

Amend printed House Bill No. 281, on pages 4 and 5, by striknig out all of  
2 Section 9.







- 1 Introduced by Mr. Hopp, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Elections.

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## A BILL

For an Act to amend Section 30 of "An Act in regard to elections, and to provide for filling vacancies in elective offices," approved April 3, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 30 of "An Act in regard to elec-  
3 tions, and to provide for filling vacancies in elective offices," approved April 3,  
4 1872, in force July 1, 1872, as amended, is amended to read as follows:

Sec. 30. The county board in each county shall, at its regular meeting in the  
2 month of June, or an adjourned meeting in the month of July, 1903, divide its  
3 election precincts which contain more than *eight* hundred (800) voters, into  
4 election districts so that each district shall contain, as near as may be practicable,  
5 *seven* hundred (700) voters, and not more in any case than *eight* hundred (800).  
6 Said district shall be composed of contiguous territory and in as compact form  
7 as can be for the convenience of the electors voting therein. The several county  
8 boards in establishing said districts shall describe them by metes and bounds and

9 number them. And so often thereafter as it shall appear by the number of votes  
10 cast at the general election held in November of any year, that any election dis-  
11 trict or undivided election precinct contains more than *eight* hundred (800)  
12 voters, the county board of the county in which said district or precinct may be,  
13 shall, at its regular meeting in the month of June, or an adjourned meeting in the  
14 month of July next, after such November election, redivide or readjust such elec-  
15 tion district, or election precinct, so that no district or election precinct shall con-  
16 tain more than the number of votes above specified. If for any reason said  
17 county board shall fail in any year to redivide or readjust said election districts  
18 or election precincts, then said districts or precincts as then existing shall con-  
19 tinue until the next regular June meeting of said county board; at which regular  
20 June meeting or an adjourned meeting in the month of July said county board  
21 shall redivide or readjust said election districts or election precincts in manner  
22 as herein required. And on or before the first day of September, 1903, the  
23 county clerk in each county shall make a correct list of all election districts and  
24 election precincts into which the county is divided, designating each by its name  
25 or number, or name and number, as the case may be, and forward said lists to the  
26 Secretary of State; and, thereafter, when at any meeting of the county board any  
27 redivision, readjustment or change in name or number of election districts or  
28 election precincts, is made by the said county board, it shall be the duty of the  
29 county clerk to immediately notify the Secretary of State of such redivision, re-  
30 adjustment or change. The county board in every case shall fix and establish the  
31 places for holding elections in its respective county and all general and special  
32 elections, town meeting elections or town elections, shall be held at the places so  
33 fixed. The said polling places shall in all cases be upon the ground floor in the  
34 front room, the entrance to which is in a highway or public street which is at  
35 least forty (40) feet wide, and is as near the center of the voting population of  
36 the district or precinct as is practicable, and for the convenience of the greatest  
37 number of electors to vote thereat; and in no case shall an election be held in any  
38 room used or occupied as a saloon, dram-shop, bowling alley or as a place of

39 resort for idlers and disreputable persons, billiard hall or in any room connected  
40 therewith by doors or hallways. No person shall be permitted to vote at any elec-  
41 tion except in the district in which he resides. It shall be the duty of the county  
42 board in each county where any State Soldiers' and Sailors' Home or Homes,  
43 or any National Home for disabled volunteer soldiers are located, the inhabi-  
44 tants of which are entitled to vote, to fix and establish the place or places for  
45 holding such election or elections, at some convenient and comfortable place or  
46 places easy of access on the ground or grounds and within the enclosures where  
47 such State Soldiers' and Sailors' Home, or Homes, or National Home for dis-  
48 abled volunteer Soldiers are located.





1 Adopted April 20, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 282 by inserting “five hundred (500)” when “seven  
2 hundred (700)” occurs.







1 Introduced by Mr. Stubbles, March 2, 1921.

2 Read by title, ordered printed and referred to Committee on Efficiency and  
Economy.

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## A BILL

For an Act to amend Section 18 of "An Act to revise the law in relation to the practice of the art of treating human ailments," approved June 25, 1917, in force July 1, 1917, and to add Section 18a thereto.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 18 of "An Act to revise the law  
3 in relation to the practice of the art of treating human ailments," approved  
4 June 25, 1917, in force July 1, 1917, is amended and Section 18a is added there-  
5 to, the amended and added sections to read as follows:

Sec. 18. The Department of Registration and Education may, *upon proper*  
2 *order of a county court,* revoke *any* license issued *under this Act for any one*  
3 *or any combination of the following causes:*

4 1. *Conviction of the practice of criminal abortion;*

5 2. *Obtaining or attempting to obtain practice in the profession by false*  
6 *or fraudulent representation;*

7        3. Habitual *drunkenness* or *habitual addiction* to the use of morphine,  
8 opium, cocaine or other drugs having a similar effect;

9        4. *Obtaining or attempting to obtain* money or any other thing of value by  
10 false or fraudulent representation;

11       5. *Advertising* under a *false* name;

12       6. *Advertising or professing* publicly to treat human ailments under a sys-  
13 tem or school of treatment or practice other than that for which *licensed*;

14       7. *Commitment* by the judgment of a court of competent jurisdiction to a  
15 hospital for the insane;

16       8. Wilful violation of the rules and regulations of the Department of Regis-  
17 tration and Education governing examinations or *obtaining* admission to prac-  
18 tice by any fraud or deceit.

19       Paragraph 6 of this section shall not be construed to affect any person  
20 licensed by the State Board of Health, on or before July 1, 1917, to treat human  
21 ailments without the use of drugs and medicines internally or externally and  
22 without the use of operative surgery, who is legitimately engaged in the prac-  
23 tice of his profession, unless he shall treat, or profess to treat human ailments  
24 with the use of drugs and medicines, internally or externally or with operative  
25 surgery.

26       For any of the above reasons the Department of Registration and Edu-  
27 cation may, *after a hearing given before the department*, refuse to issue  
28 a license.

      Sec. 18a. *Proceedings for the revocation of a license issued under this Act*  
2 *shall be commenced by an information filed by the Attorney General or State's*  
3 *attorney upon the relation of the Department of Registration and Education*  
4 *in the county court of the county in which the licensee resides. Such informa-*  
5 *tion shall be deemed sufficient if it sets out with reasonable clearness the na-*  
6 *ture and cause of the accusation without conforming to the technical require-*  
7 *ments of an indictment.*

8        *On the filing of such information the clerk of the court shall issue a sum-*  
9 *mons in like form as other summons. If the information is filed in vacation,*  
10 *the summons shall be made returnable on the first day of the next succeeding*  
11 *term; if in term time, it may be made returnable on any day of the same term,*  
12 *not less than five days after the date of the summons, as shall be directed by the*  
13 *court. The summons may be served in the same manner as other summons in*  
14 *suit at law.*

14        *Every licensee who shall be so summoned shall be held to appear on the*  
15 *return day of the summons, or within such further time as may be granted by*  
16 *the court.*

17        *The cause may be heard and decided by the court or by a jury at the option*  
18 *of the accused. In case the licensee is adjudged guilty as charged in the infor-*  
19 *mation the court shall enter an order directing the Department of Registration*  
20 *and Education to revoke the license of the licensee, and also give judgment in*  
21 *favor of the department for the costs of the prosecution.*







- 1 Introduced by Mr. Lyon, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend section 1 of an Act entitled, "An Act to amend the criminal code to change the punishment of persons convicted of the crime of petit larceny and misdemeanors, and to repeal an Act entitled, 'An Act to amend section 168 of an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874,' approved April 10, 1877, and in force July 1, 1877," approved May 28, 1879, in force July 1, 1879.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That section 1 of an Act entitled, "An Act to amend the criminal code to change the punishment of persons convicted of the crime of petit larceny and misdemeanors, and to repeal an Act entitled, 'An Act to amend section 168 of an Act entitled, "An Act to revise the law in relation to criminal jurisprudence," approved March 27, 1874,' approved April 10, 1877, and in force July 1, 1877," approved May 28, 1879, in force July 1, 1879, be and the same is hereby amended to read as follows:

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Every person convicted of larceny if the  
3 property stolen exceeds the value of fifteen dollars, *or if the property is stolen*  
4 *from the person of another,* shall be imprisoned in the penitentiary not less than  
5 one, nor more than ten years; if the property stolen *has not been stolen from the*  
6 *person of another and* is of the value of fifteen dollars, or less, the person con-  
7 victed shall be confined in the county jail, or sentenced to labor in the work-  
8 house of the county, city or town, where the conviction is had, or on the streets  
9 or alleys of the city, or on the public roads in the county, or to such labor under  
10 the direction of the sheriff as the county board may provide for, not exceeding  
11 one year, and fined not exceeding one hundred dollars.



- 1 Introduced by Mr. Kauffman, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to amend "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended by adding thereto, Sections 84h and 84i,

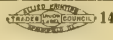
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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly: "An Act to establish and maintain a sys-*  
3 *tem of free schools," approved and in force June 12, 1909, as amended, is*  
4 *amended by adding thereto, Sections 84h and 84i, to read as follows:*

Sec. 84h. *When the inhabitants of any community consolidated school dis-*  
2 *trict desire to have said school district dissolved, the County Superintendent of*  
3 *Schools of the county in which said district or the larger portion thereof is situ-*  
4 *ated, upon receipt of a petition signed by at least 20 per cent of the legal voters*  
5 *of said district, shall forthwith order an election to be held in the manner pro-*  
6 *vided in Section 84c and 84d of this Act for the purpose of voting for or against*  
7 *the proposition of dissolving the community consolidated school district named*  
8 *in said petition. If a majority of the ballots cast at said election shall be in*

9 favor of dissolving such district, the County Superintendent of Schools shall  
10 direct the Board of Education to discharge all outstanding obligations and to  
11 distribute the remainder of the assets of said district to the school districts of  
12 which such community consolidated school district was formed in proportion to  
13 the assessed valuation of all the property of said constituent school districts.  
14 Upon the dissolution of a community consolidated school district the original  
15 school districts of which such community consolidated school district was formed,  
16 shall again be in existence. The election called to vote upon the proposition of  
17 dissolving a community consolidated school district, shall not be called within  
18 the period of six months from the establishment of such district nor within a  
19 period of six months following any election called to vote upon the proposition  
20 of dissolving such school district.

Sec. 84i. Upon the dissolution of any community consolidated school dis-  
2 trict the County Superintendent of Schools shall within five days after such elec-  
3 tion give notice of the dissolution of such district to the clerk of the trustees of  
4 schools of the proper township; and within five days after the receipt of such  
5 notice, such clerk shall order an election of directors in the districts in his town-  
6 ship which were a part of the dissolved community consolidated school district.  
7 Such election shall be held after such notice and in such manner as provided  
8 in Sections 60 and 61 of this Act. and the election directors shall then organize  
9 as provided in Section 62 of this Act.



- 1 Introduced by Mr. Thon, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 19 of the "Workmen's Compensation Act," approved  
June 28, 1913, in force July 1, 1913, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 19 of the "Workmen's Compensa-  
3 tion Act," approved June 28, 1913, in force July 1, 1913, as amended, is amended  
4 to read as follows:

Sec. 19. Any disputed question of law or fact shall be determined as  
2 herein provided.

3 (a) It shall be the duty of the Industrial Commission upon notification  
4 that the parties have failed to reach an agreement, to designate an arbitrator:  
5 *Provided*, that if the compensation claimed is for a partial permanent or total  
6 permanent incapacity or for death, then the dispute may, at the election of  
7 either party, be determined by a committee of arbitration, which election for  
8 determination by a committee shall be made by petitioner filing with the Com-  
9 mission his election in writing with his petition or by the other party filing



10 with the Commission his election in writing within five days of notice to him  
11 of the filing of the petition, and thereupon it shall be the duty of the Industrial  
12 Commission, upon either of the parties having filed their election for a com-  
13 mittee of arbitration as above provided, to notify both parties to appoint their  
14 respective representatives on the committee of arbitration. The Commission  
15 shall designate an arbitrator to act as chairman, and if either party fails to  
16 appoint its member on the committee within seven days after notification as  
17 above provided, the Commission shall appoint a person to fill the vacancy and  
18 notify the parties to that effect. The party filing his election for a committee  
19 of arbitration shall with his election deposit with the Commission the sum of  
20 twenty dollars, to be paid by the Commission to the arbitrators selected by the  
21 parties as compensation for their services as arbitrators, and upon a failure  
22 to deposit as aforesaid, the election shall be void and the determination shall  
23 be by an arbitrator designated by the Commission. The members of the com-  
24 mittee of arbitration appointed by either of the parties or one appointed by  
25 the Commission to fill a vacancy by reason of the failure of one of the  
26 parties to appoint, shall not be a member of the Commission or an employee  
27 thereof.

28 (b) The arbitrator or committee of arbitration shall make such inquiries  
29 and investigation as he or they shall deem necessary, and may examine and  
30 inspect all books, papers, records, places, or premises relating to the questions  
31 in dispute, and hear such proper evidence as the parties may submit. The  
32 hearings before the arbitrator or committee of arbitration shall be held in the  
33 vicinity where the injury occurred, after ten days' notice of the time and place  
34 of such hearing shall have been given to each of the parties or their attorneys  
35 of record. The decision of the arbitrator or committee of arbitration shall be  
36 filed with the Industrial Commission, which Commission shall immediately  
37 send to each party or his attorney a copy of such decision, together with a  
38 notification of the time when it was filed, and unless a petition for a review  
39 is filed by either party within fifteen days after the receipt by said party of

40 the copy of said decision and notification of time when filed, and unless such  
41 party petitioning for a review shall within twenty days after the receipt by  
42 him of the copy of said decision, file with the Commission either an agreed  
43 statement of the facts appearing upon the hearing before the arbitrator or  
44 committee of arbitration, or if such party shall so elect, a correct stenographic  
45 report of the proceedings at such hearings, then the decision shall become the  
46 decision of the Industrial Commission and in the absence of fraud shall be  
47 conclusive: *Provided*, that such Industrial Commission may for sufficient cause  
48 shown grant further time, not exceeding thirty days, in which to petition for  
49 such review or to file such agreed statement or stenographic report. Such  
50 agreed statement of facts or correct stenographic report, as the case may be,  
51 shall be authenticated by the signatures of the parties or their attorneys and  
52 in the event they do not agree as to the correctness of the stenographic report  
53 it shall be authenticated by the signature of the arbitrator designated by the  
54 Commission.

55 (c) The Industrial Commission may appoint, at its own expense, a duly  
56 qualified, impartial physician, to examine the injured employee and report to  
57 the Commission. The fee for this service shall not exceed five dollars and trav-  
58 eling expenses, but the Commission may allow additional reasonable amounts  
59 in extraordinary cases. The fees and the payment thereof of all attorneys  
60 and physicians for services authorized by the Commission under this Act shall,  
61 upon request of either the employer or the employee or the beneficiary affected,  
62 be subject to the review and decision of the Industrial Commission.

63 (d) If any employee shall persist in insanitary or injurious practices  
64 which tend to either imperil or retard his recovery or shall refuse to submit to  
65 such medical or surgical treatment as is reasonably essential to promote his  
66 recovery, the Commission may, in its discretion, reduce or suspend the com-  
67 pensation of any such injured employee.

68 (e) If a petition for review and agreed statement of facts or stenographic  
69 report is filed, as provided herein, the Industrial Commission shall promptly

70 review the decision of the arbitrator or committee of arbitration and all ques-  
71 tions of law or fact which appear from the said statement of facts or steno-  
72 graphic report, and such additional evidence as the parties may submit. After  
73 such hearing upon review, the Commission shall file in its office its decision  
74 thereon, and shall immediately send to each party or his attorney a copy of  
75 such decision and a notification of the time when it was filed.

76 Such review and hearing may be held in its office or elsewhere as the Com-  
77 mission may deem advisable: *Provided*, that the taking of testimony on such  
78 hearing may be had before any member of the Commission and in the event  
79 either of the parties may desire an argument before others of the Commis-  
80 sion such argument may be had upon written demand therefor filed with the  
81 Commission within five days after the commencement of such taking of testi-  
82 mony, in which event such argument shall be had before not less than a  
83 majority of the Commission: *Provided*, that the Commission shall give ten  
84 days' notice to the parties or their attorneys of the time and place of such taking  
85 of testimony and of such argument.

86 In any case the Commission in its decision may in its discretion find spe-  
87 cially upon any question or questions of law or fact which shall be submitted  
88 in writing by either party, whether ultimate or otherwise. Any party may,  
89 within twenty days after receipt of notice of the Commission's decision, or  
90 within such further time, not exceeding thirty days, as the Commission may  
91 grant, file with the Commission either an agreed statement of the facts appear-  
92 ing upon the hearing, or, if such party shall so elect a correct stenographic  
93 report of the additional proceedings presented before the Commission, in  
94 which report the party may embody a correct statement of such other proceed-  
95 ings in the case as such party may desire to have reviewed, such statement of  
96 facts or stenographic report to be authenticated by the signatures of the parties  
97 or their attorneys, and in the event that they do not agree, then the authenti-  
98 cation of such stenographic report shall be by the signature of any member of  
99 the Commission. The applications for adjustment of claim and other docu-



100 ments in the nature of pleadings filed by either party, together with the deci-  
101 sions of the arbitrator and of the Industrial Commission and the statement of  
102 facts or stenographic reports hereinbefore provided for in paragraphs (b) and  
103 and (c) shall be the record of the proceedings of said Commission, and shall be  
104 subject to review as hereinafter provided.

105 (f) The decision of the Industrial Commission, acting within its powers,  
106 according to the provisions of paragraph (c) of this section shall, in the  
107 absence of fraud, be conclusive, unless reviewed as in this paragraph herein-  
108 after provided.

109 (1) The Circuit Court of the county where any of the parties defendant  
110 may be found shall by writ of *certiorari* to the Industrial Commission have  
111 power to review all questions of law presented by such record, except such  
112 as arise in a proceeding in which under paragraph (b) of this section a  
113 decision of the arbitrator or committee of arbitration has become the decision  
114 of the Industrial Commission. Such writ shall be issued by the clerk of such  
115 court upon *praecipe*. Service upon any member of the Industrial Commission  
116 or the secretary thereof shall be service on the Commission and service upon  
117 other parties interested shall be by *scire facias*, or service may be made upon  
118 said Commission and other parties in interest by mailing notice of the com-  
119 mencement of the proceedings and the return day of the writ to the office of  
120 said Commission and the last known place of residence of the other parties  
121 in interest at least ten days before the return day of said writ. Such suit by  
122 writ of *certiorari* shall be commenced within twenty days of the receipt of  
123 notice of the decision of the Commission.

124 *The Industrial Commission shall certify the original record of their pro-*  
125 *ceedings to the circuit court, without charge; but if the party commencing the*  
126 *proceedings for review does not desire the original record of the proceedings sent*  
127 *the Industrial Commission shall not be required to certify a copy of the record*  
128 *of their proceedings to the circuit court, unless the party commencing the pro-*  
129 *ceedings for review in the circuit court, as above provided, shall pay to the*

130 Commission the sum of five cents per one hundred words of testimony taken  
 131 before said Commission and three cents per one hundred words of all other  
 132 matters contained in such record.

133 (2) No such writ of *certiorari* shall issue unless the one against whom  
 134 the Industrial Commission shall have rendered an award for the payment of  
 135 money shall upon the filing of his *praecipe* for such writ filed with the clerk of  
 136 said court a bond conditioned that if he shall not successfully prosecute said  
 137 writ, he will pay the said award, and the costs of the proceedings in said court.  
 138 The amount of the bond shall be fixed by any member of the Industrial Com-  
 139 mission and the surety or sureties on said bond shall be approved by the clerk  
 140 of said court.

141 The court may confirm or set aside the decision of the Industrial Commis-  
 142 sion. If the decision is set aside and the facts found in the proceedings before  
 143 the Commission are sufficient, the court may enter such decision as is justified  
 144 by law, or may remand the cause to the Industrial Commission for further  
 145 proceedings, and may state the question requiring further hearing, and give  
 146 such other instructions as may be proper.

147 Judgments and orders of the Circuit Court under this Act shall be reviewed  
 148 only by the Supreme Court upon a writ of error which the Supreme Court in its  
 149 discretion may order to issue, if applied for not later than the second day of  
 150 the first term of the Supreme Court following the rendition of the Circuit  
 151 Court judgment or order sought to be reviewed, *provided*, that if the first day  
 152 of said term is less than thirty days from the rendition of said judgment or  
 153 order, then application for said writ of error may be made not later than the  
 154 second day of the second term following the rendition of said judgment or  
 155 order.

156 The writ of error when issued shall operate as a *supersedeas*.

157 The bond filed with the *praecipe* for the writ of *certiorari* as provided in  
 158 this paragraph shall operate as a stay of the judgment or order of the Circuit  
 159 Court until the time shall have passed within which an application for a writ



160 of error can be made, and until the Supreme Court has acted upon the appli-  
161 cation for a writ of error, if such application is made.

162 The decision of a majority of the members of a committee of arbitration  
163 or of the Industrial Commission shall be considered the decision of such com-  
164 mittee or Commission, respectively.

165 (g) Either party may present a certified copy of the decision of the In-  
166 dustrial Commission, when no proceedings for review thereof have been taken,  
167 or of the decision of such arbitrator or committee of arbitration when no  
168 claim for review is made, or of the decision of the Industrial Commission after  
169 hearing upon review, providing for the payment of compensation according to  
170 this Act, to the Circuit Court of the county in which such accident occurred or  
171 either of the parties are residents, whereupon said court shall render a judg-  
172 ment in accordance therewith; and in case where the employer does not insti-  
173 tute proceedings for review of the decision of the Industrial Commission and  
174 refuses to pay compensation according to the award upon which such judgment  
175 is entered, the court shall, in entering judgment thereon, tax as costs against  
176 him the reasonable costs and attorney fees in the arbitration proceedings and  
177 in the court entering the judgment, for the person in whose favor the judg-  
178 ment is entered, which judgment and costs, taxed as herein provided shall,  
179 until and unless set aside, have the same effect as though duly rendered in an  
180 action duly tried and determined by said court, and shall, with like effect, be  
181 entered and docketed. The Circuit Court shall have power, at any time, upon  
182 application, to make any such judgment conform to any modification required  
183 by any subsequent decision of the Supreme Court upon appeal, or as the result  
184 of any subsequent proceedings for review, as provided in this Act.

185 Judgment shall not be entered until fifteen days' notice of the time and  
186 place of the application for the entry of judgment shall be served upon the  
187 employer by filing such notice with the Industrial Commission which Commis-  
188 sion shall, in case it has on file the address of the employer or the name and  
189 address of its agent, upon whom notices may be served, immediately send a

190 copy of the notice to the employer or such designated agent; and no judgment  
191 shall be entered in the event the employer shall file with the said Commission  
192 its bond, with good and sufficient surety in double the amount of the award, con-  
193 ditioned upon the payment of said award in the event the said employer shall  
194 fail to prosecute with effect proceedings for review of the decision or the said  
195 decision, upon review, shall be affirmed.

196 (h) A nagreement or award under this Act, providing for compensation  
197 in installments, may at any time within eighteen months after such agreement  
198 or award be reviewed by the Industrial Commission at the request of either  
199 the employer or the employee, on the ground that the disability of the employee  
200 has subsequently recurred, increased, diminished or ended; and on such review,  
201 compensation payments may be re-established, increased, diminished or ended:  
202 *Provided*, that the Commission shall give fifteen days' notice to the parties of  
203 the hearing for review: *And, provided, further*, any employee, upon any peti-  
204 tion for such review being filed by the employer, shall be entitled to one day's  
205 notice for each one hundred miles necessary to be traveled by him in attending  
206 the hearing of the Commission upon said petition and three days in addition  
207 thereto, and such employee, shall, at the discretion of the Commission, also be  
208 entitled to five cents per mile, necessarily traveled by him in attending such  
209 hearing not to exceed a distance of 300 miles, to be taxed by the Commission as  
210 costs and deposited with the petition of the employer.

211 (i) Each party, upon taking any proceedings or steps whatsoever before  
212 any arbitrator, committee of arbitration, Industrial Commission or court, shall  
213 file with the Industrial Commission his address, or the name and address of an  
214 agent upon whom all notices to be given to such party shall be served, either  
215 personally or by registered mail addressed to such party or agent at the last  
216 address so filed with the Industrial Commission: *Provided*, that in the event  
217 such party has not filed his address, or the name and address of an agent, as  
218 above provided, service of any notice may be had by filing such notice with the  
219 Industrial Commission.

220       (j) Whenever in any proceeding testimony has been taken or a final deci-  
221 sion has been rendered, and after the taking of such testimony, or after such  
222 decision has become final, the injured employee dies, then in any subsequent  
223 proceeding brought by the personal representative or beneficiaries of the de-  
224 ceased employee, such testimony in the former proceeding may be introduced  
225 with the same force and effect as though the witness having so testified were  
226 present in person in such subsequent proceeding and such final decision, if any  
227 shall be taken as a final adjudication of any of the issues which are the same  
228 in both proceedings.

229       (k) In any case where there has been any unreasonable or vexatious  
230 delay of payment or intentional underpayment of compensation, or proceed-  
231 ings have been instituted or carried on by the one liable to pay the compensa-  
232 tion, which do not present a real controversy, but are merely frivolous or for  
233 delay, then the Commission may award compensation additional to that other-  
234 wise payable under this Act equal to fifty per centum of the amount payable at  
235 the time of such award.



AMENDMENT TO

52d G. A.

HOUSE BILL NO. 286

1921



1 Adopted March 22, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 286, by adding thereto the following: “whereas an  
2 emergency exists therefore this bill shall be in full force and effect immediately  
3 upon its passage and approval.”







- 1 Introduced by Mr. Baldwin, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

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## A BILL

An Act entitled, "An Act to provide for the control, maintenance and operation of playgrounds by boards of education in cities having a population exceeding 100,000 inhabitants."

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That the board of education in any city  
3 having a population exceeding 100,000 inhabitants shall take control and man-  
4 agement of all public playgrounds now owned or hereafter acquired by any such  
5 city, and shall equip, maintain and operate the same for the moral, intellectual  
6 and physical welfare of the children and persons using them; the title to all lands  
7 occupied as such playgrounds shall vest in and be held by such city in trust for  
8 the use of schools: *Provided, however,* that nothing herein contained shall pre-  
9 vent any such city from owning and operating parks, bathing beaches, municipal  
10 piers and athletic fields as is now or may hereafter be provided by law.

Sec. 2. The city council of any such city shall, upon the demand and under  
2 the direction of such board of education, annually levy, in addition to the amount

3 of money now authorized to be raised by taxation, a sum not exceeding five (5)  
4 mills on each dollar of taxable property embraced within such city, according to  
5 valuation of the same as made for the purpose of State and County taxation by  
6 the last assessment, which tax shall be collected and paid over to such board of  
7 education the same as other taxes are now required to be collected and paid,  
8 and which taxes when so collected and paid shall be held in a separate fund for  
9 the purpose of equipping, maintaining and operating playgrounds under the  
10 control of such board of education: *Provided, however,* that the tax herein au-  
11 thorized to be levied shall not be subject to the sealing process required by any  
12 law.

AMENDMENTS TO

52d G. A.

HOUSE BILL NO. 287

1921



1 Adopted June 10, 1921.

AMENDMENT NO. 1.

Amend House Bill No. 287, by inserting the words "which are adjacent to  
2 or connected with any public school in such city" after the word "city" in line  
3 5 of Section 1 of the printed bill.

AMENDMENT NO. 2.

Amend House Bill No. 287, by striking out the words and figure "five (5)  
2 mills" in lines 3 and 4 of Section 2 of the printed bill and by substituting the  
3 words "three-tenths of one mill" in lieu thereof.

AMENDMENT NO. 3.

Amend House Bill No. 287, by striking out the word "the" in line 11 of  
2 Section 2 of the printed bill and by substituting the words "any reduction  
3 through any" in lieu thereof.







- 1 Introduced by Mr. Baldwin, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to amend Section 129 of an Act entitled, "An Act to establish and maintain a system of free schools, approved and in force June 12, 1909, and to provide a method of proving the records, rules, resolutions and ordinances of boards of education in cities having a population exceeding 100,000 inhabitants, as amended."

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That Section 129 of an Act entitled, "An Act to establish and maintain a system of free schools, approved and in force June 12, 1909, and to provide a method of proving the records, rules, resolutions and ordinances of boards of education in cities having a population exceeding 100,000 inhabitants, as amended," be amended to read as follows:

Sec. 129. The board of education shall elect annually, from its number, a president and vice-president, in such manner and at such time as the board determines by its rules. The president shall preside at the meetings of the board and shall have the same power to vote at such meetings as any other member,

5 but shall not have the power of veto. He shall perform such duties as shall be  
6 imposed upon him by the rules of the board. The vice-president shall perform  
7 the duties of the president in case of the president's absence or inability to act,  
8 and shall perform such other duties as may be imposed upon him by the rules  
9 of the board. The board of education shall also elect a secretary, prescribe his  
10 duties, term of office and compensation. *The secretary shall not be subject to*  
11 *civil service law or to civil service as herein provided.*

12 The board of education shall by a vote of a majority of the full member-  
13 ship of the board appoint, as executive officers, a superintendent of schools, who  
14 shall have general charge and control of the education department, subject to  
15 the approval of the board; a business manager, who shall have general charge  
16 and control, subject to the approval of the board, of the business department and  
17 of the employes therein of the public schools; and an attorney, who shall have  
18 general charge and control, subject to the approval of the board, of the law  
19 department and of the employes therein of the public school system. Each of  
20 said executive officers shall hold his office for a term of four years. The board  
21 also may appoint, or provide for the appointment of, such other officers and  
22 employes as it may deem necessary, *which officers and employes shall be subject*  
23 *to and appointed in pursuance of the provisions of the civil service as herein*  
24 *provided, and to no other civil service laws.*

25 The board shall, subject to the limitations contained in this Act, prescribe  
26 the duties, compensation and terms of office of all officers. The board shall also,  
27 subject to the limitations contained in this Act, prescribe the duties, compensa-  
28 tion and terms of employment of all of its employes and determine which of its  
29 officers and employes shall give bond, on what conditions, and in what amount.

30 The appointment and removal of the superintendent of schools, the business  
31 manager and of the attorney, all assistant attorneys, and one secretary to the  
32 President, shall not be subject to any civil service law *or to civil service as*  
33 *herein provided.*

34       The superintendent of schools, the business manager and the attorney shall  
35 be removed during the term of employment only for cause, by a vote of not less  
36 than a majority of all members of the board, upon written charges to be heard  
37 by the board after thirty days' notice, with copy of the charges, is served upon  
38 the person against whom they are preferred, who shall have the privilege of be-  
39 ing present, together with counsel, offering evidence, and making defense  
40 thereto; but pending the hearing of such charges, the person charged may by a  
41 like majority vote be suspended by the board: *Provided, however,* that in the  
42 event of acquittal, such person shall not suffer any loss of salary by reason of  
43 the suspension. The action and decision of the board in the matter shall be  
44 final.

45       *The president and two other members of the board of education, to be*  
46 *appointed by the president, shall constitute and be known as the Civil Service*  
47 *Commission of the board, and all appointments or employments to or by the*  
48 *board, except those appointments or employments herein otherwise specifically*  
49 *provided, shall be made through such Civil Service Commission. They shall*  
50 *classify all offices and places of employment under said Board with reference to*  
51 *examinations, as hereinafter provided: The offices and places classified by the*  
52 *Commission shall constitute the Classified Civil Service of the Board. No*  
53 *appointments to any of such offices or places shall be made until the applicant*  
54 *for appointment shall have submitted him or herself to an examination, which*  
55 *shall be public, competitive and free to all citizens of the United States with*  
56 *specified limitations as to residence, age, health, habits and moral character, such*  
57 *examination to be conducted by the commission or by examiners appointed by*  
58 *the commission in accordance with the civil service rules hereinafter mentioned.*

59       *From the examination so made, the commission shall prepare a register for*  
60 *each grade or class of positions in the classified service of the board of persons*  
61 *whose general average standing upon examination for such grade or class is not*  
62 *less than the minimum fixed by the rules of said commission, and who are other-*  
63 *wise eligible; and such persons shall take rank upon the register as candidates*



64 in the order of their relative excellence, as determined by the examination. Said  
 65 commission shall strike off the names of candidates from the register after they  
 66 have remained thereon more than one year.

67 The executive officer or department head, under whom a position classified  
 68 under this Act is to be filled, shall notify the commission of that fact, and the  
 69 commission shall certify to such executive officer or department head the name  
 70 and address of the candidate standing highest upon the register for the class  
 71 or grade to which said position belongs, which candidate shall be appointed on  
 72 probation for a period of six months. At or before the expiration of the period  
 73 of probation, the executive officer or department head under whom the candidate  
 74 is employed, may, by and with the consent of the commission, discharge him  
 75 upon assigning in writing his reason therefor to said commission. If he is not  
 76 then discharged, his appointment shall be deemed complete. To prevent the  
 77 stoppage of business, or to meet extraordinary exigencies, the executive officer  
 78 or department head may, with the approval of the commission, make temporary  
 79 appointments to remain in force not exceeding sixty days, and only until regular  
 80 appointments can be made.

81 All promotions in such classified service shall be on the basis of ascertained  
 82 merit and seniority in service and examination, and in all cases where it is prac-  
 83 ticable, vacancies shall be filled by promotion. All examinations for promotion  
 84 shall be competitive among such members of the next lower rank as desire to  
 85 submit themselves to such examinations and it shall be the duty of the commis-  
 86 sion to submit to the appointing power the names of not more than three appli-  
 87 cants for each promotion having the highest rating. The method of examina-  
 88 tion, and the rules governing the same and the method of certifying, shall be the  
 89 same as provided for applicants for original appointments.

90 No employe in the classified civil service of the board who shall have been  
 91 appointed under said rules, and after said examination, shall be removed or  
 92 discharged except for cause, upon written charges and after an opportunity to  
 93 be heard in his own defense. Such charges shall be investigated by or before

94 said civil service commission, or by or before some officer appointed by said  
95 commission to conduct such investigation. The finding and decision of such com-  
96 mission or investigating officer, when approved by said commission, shall be  
97 certified to the board at the next regular or special meeting thereof, and the  
98 action and decision of the board upon the report of said commission shall be  
99 final. Nothing in this Act shall limit the power of any executive officer or de-  
100 partment head to suspend a subordinate for a reasonable period, not exceeding  
101 thirty days. In the course of an investigation of charges each member of the  
102 commission shall have the power to administer oaths and shall have power to  
103 secure by its subpoena both the attendance and testimony of witnesses and the  
104 production of books and papers relevant to such investigation: Provided, that  
105 in the event of acquittal such person shall not suffer any loss of salary by  
106 reason of suspension. Teachers shall be exempt from the provisions of this sec-  
107 tion. Nothing in this section shall be construed to require such charges or in-  
108 vestigation in case of laborers or persons having the custody of public money,  
109 for the safe-keeping of which another person has given bonds.

110 The commission shall certify to the secretary of the board, and to the city  
111 comptroller, all appointments, employments and promotions in the classified civil  
112 service and all vacancies occurring therein, whether by suspension, dismissal,  
113 resignation or death.

114 Said commission shall propose rules to carry out the purpose of this Act,  
115 and for examinations, appointments and removals in accordance with its provi-  
116 sions, which rules shall become operative only when approved by a majority of  
117 the board at a regular meeting and when printed and distributed as hereinafter  
118 provided. All civil service rules made, as hereinbefore provided, and all changes  
119 therein shall forthwith be printed for distribution by said board at least ten  
120 days before said rules go into effect, and shall be kept for distribution at the  
121 office of the secretary of the board.







- 1 Introduced by Mr. Baldwin, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to amend Section 133 of an Act entitled, "An Act to establish and maintain a system of free schools, approved and in force June 12, 1909, and to provide a method of proving the records, rules, resolutions and ordinances of the board of education in cities having a population exceeding 100,000 inhabitants, as amended."

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That Section 133 of an Act entitled "An Act to establish and maintain a system of free schools, approved and in force June 12, 1909, and to provide a method of proving the records, rules, resolutions and ordinances of the board of education in cities having a population exceeding 100,000 inhabitants, as amended," be amended to read as follows:

Sec. 133. The board of education may sell any real estate, or any interest therein, owned by it or held in trust for schools, and may rent buildings, rooms and grounds for the use of schools or for the purpose of school administration. The board shall have power to let or lease all real property owned by it or held

5 in trust for schools, on leasehold for a term of not longer than ninety-nine  
6 years from the date of the granting of the lease; but it shall not make or renew  
7 any lease for a term longer than ten years, nor alter the provisions of any lease  
8 heretofore or hereafter made whose unexpired term may exceed ten years, with-  
9 out the vote of two-thirds of the full membership of the board.

10 No sale of real estate, or interest therein, used for school purposes or held  
11 in trust for schools, shall be made except by the board on a vote of not less than  
12 three-fourths of its full membership.



- 1 Introduced by Mr. Smejkal, March 2, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an appropriation to the Department of Agriculture for the  
Division of Game and Fish.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
*represented in the General Assembly:* There is appropriated to the Department  
of Apriculture for the Division of Game and Fish, for the period ending June  
30, 1921, the sum of twenty-two thousand dollars (\$22,000.00) for the following  
objects and purposes:

|                          |             |
|--------------------------|-------------|
| Travening expenses ..... | \$ 7,000.00 |
| Operation .....          | 10,000.00   |
| Equipment .....          | 5,000.00    |

Sec. 2. This appropriation is subject to the provisions of “An Act in rela-  
tion to State finance,” approved June 10, 1919, in force July 1, 1919.

Sec. 3. Because of an emergency this Act shall take effect upon its passage.







- 1 Introduced by Mr. James W. Ryan, March 3, 1921.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

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## A BILL

For an Act to amend Section 12 of "An Act to tax gifts, legacies, inheritances, transfers, appointments and interests in certain cases, and to provide for the collection of the same, and repealing certain Acts therein named," approved June 14, 1909, in force July 1, 1909, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 12 of "An Act to tax gifts, lega-  
3 cies, inheritances, transfers, appointments and interests in certain cases, and to  
4 provide for the collection of the same, and repealing certain Acts therein  
5 named," approved June 14, 1909, in force July 1, 1909, as amended, is amended  
6 to read as follows:

Sec. 12. The fees of the clerk of the county court in inheritance tax matters  
2 in the respective counties of this State, as classified in the Act concerning fees  
3 and salaries, shall be as follows:

4 In counties of the first and second class, for services in all proceedings in  
5 each estate before the county judge the clerk shall receive a fee of five dollars.

6 In all such proceedings in counties of the third class, the clerk shall receive a fee  
7 of ten dollars. Such fees shall be paid by the county treasurer, on the certificate  
8 of the county judge, out of any money in his hands, on account of said tax. In  
9 counties of the third class, the Attorney General shall designate an assistant or  
10 Assistants Attorney General, whose special duty it shall be to attend to all  
11 matters pertaining to the enforcement of this Act in respect to the appraise-  
12 ment, assessment and collection of the inheritance tax in such counties. The  
13 salaries of such assistants shall be as follows: One Assistant Attorney Gen-  
14 eral, whose salary for the month of January, 1916, shall be twenty-nine hundred  
15 sixteen dollars and sixty-six cents, and thereafter five thousand dollars per  
16 annum payable in monthly installments; the salary of each of two Assistants  
17 Attorney General, for the month of January, 1916, shall be twenty-three hun-  
18 dred thirty-three dollars and thirty-three cents, and thereafter four thousand  
19 dollars per annum payable in monthly installments; the salary of one Assistant  
20 Attorney General for the month of January, 1916, shall be twenty hundred forty-  
21 one dollars and sixty-two cents, and thereafter thirty-five hundred dollars per  
22 annum payable in monthly installments. In counties of the third class, the clerk  
23 of the county court may appoint a clerk in the office of the clerk of said court  
24 to be known as the "inheritance tax clerk," whose compensation shall be fixed  
25 by the county judge, not to exceed *two thousand* dollars per year, and not to  
26 exceed the fee earned in said office in inheritance tax matters, the surplus of such  
27 fees over said compensation so fixed to be turned into the county treasury. In  
28 addition to the above, the clerk of the county court shall be entitled, in all suits  
29 brought for the collection of delinquent inheritance tax, and all contested  
30 inheritance tax cases appealed from the county judge to the county court, and  
31 in all appeals from the county court to the Supreme Court, the same fees as are  
32 now, or which may hereafter be, allowed by law in suits at law, or in the matter  
33 of appeals at law, to or from the county court, which fees shall be taxed as costs  
34 and paid as in other cases at law; and in all cases arising under this Act,  
35 including certified copies of documents or records in his office, for which no spe-

36 cific fees are provided, the clerk of the county court shall charge against and  
37 collect from the persons applying for, or entitled to such services, or certified  
38 copies, the same fees as are now, or which may hereafter be, allowed for similar  
39 services or certified copies in said court, and for recording inheritance tax re-  
40 ceipts required to be recorded in his office, he shall receive the same fees which  
41 are now or hereafter may be allowed by law to the recorder of deeds for record-  
42 ing similar instruments.





- 1 Introduced by Mr. Baldwin, March 3, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to repeal Section 10 of an Act entitled, “An Act for the establishment and maintenance of part-time or continuation schools and classes, providing for the control and management thereof and compulsory attendance of pupils, prescribing the courses of instruction therein, providing State aid therefor, and providing penalties for violations thereof,” approved June 28, 1919, and in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 10 of an Act entitled, “An  
3 Act for the establishment and maintenance of part-time or continuation schools  
4 and classes, providing for the control and management thereof and compulsory  
5 attendance of pupils, prescribing the courses of instruction therein, providing  
6 State aid therefor, and providing penalties for violations thereof,” approved  
7 June 28, 1919, and in force July 1, 1919, be, and the same is hereby repealed.







- 1 Introduced by Mr. Shearer, March 3, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 91 of an Act entitled, "An Act in relation to corporations for pecuniary profit," approved June 28, 1919, and in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Section 91 of an Act entitled, "An  
3 Act in relation to corporations for pecuniary profit," approved June 28, 1919,  
4 and in force July 1, 1919, be amended to read as follows:

Sec. 91. If any such foreign corporation shall cease doing business within  
2 this State, or shall fail to appoint and maintain in this State an agent upon  
3 whom service of legal process may be had, *or in case the Sheriff shall make*  
4 *return of summons that such agent cannot be found in his county,* the Secretary  
5 of State shall be irrevocably authorized as the agent or representative of such  
6 foreign corporation to accept service of legal process in any suit that may be  
7 commenced against it for or on account of any liability growing out of any busi-  
8 ness done by it in this State.





1 Adopted March 29, 1921.

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AMENDMENT NO. 1.

Amend printed House Bill No. 293, in line 3, section 91, by inserting after  
2 the word "sheriff" the following word "of the county where the permanent  
3 office or place of business of its agent is located."







- 1 Introduced by Mr. Cruden, March 3, 1921.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

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## A BILL

For an Act to amend Sections 10, 11 and 16 of "An Act to provide for the partial support of mothers whose husbands are dead or have become permanently incapacitated for work by reason of physical or mental infirmity when such mothers have children under fourteen years of age, and are residents of the county in which application for relief is made; and, also, to provide for the probationary visitation, care and supervision of the family for whose benefit such support is provided," approved June 30, 1913, in force July 1, 1913, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 10, 11 and 16 of "An Act to  
3 provide for the partial support of mothers whose husbands are dead or have  
4 become permanently incapacitated for work by reason of physical or mental  
5 infirmity when such mothers have children under fourteen years of age, and are  
6 residents of the county in which application for relief is made; and, also, to pro-  
7 vide for the probationary visitation, care and supervision of the family for whose

8 benefit such support is provided," approved June 30, 1913, in force July 1, 1913,  
9 as amended, are amended to read as follows:

Sec. 10. The allowance made to such *mothers shall be sufficient to enable*  
2 *them to bring up their children properly in their own homes, and such mothers*  
3 *and their children shall not be deemed to be paupers by reason of receiving aid*  
4 *as aforesaid.*

Sec. 11. Such relief shall be granted by the court only upon the following  
2 conditions:

3 (1) The child or children for whose benefit the relief is granted must be  
4 living with the mother of such child or children; (2) the court must find that it  
5 is for the welfare of such child or children to remain at home with the mother;  
6 (3) the relief shall be granted only when in the absence of such relief the mother  
7 would be required to work regularly away from her home and children, or when  
8 in the absence of such relief it would be necessary to commit such child or chil-  
9 dren to a dependent institution and when by means of such relief she will be able  
10 to remain at home with her children, except that she may be absent for work a  
11 edfinite number of days each week, to be specified in the court's order, when  
12 such work can be done by her without the sacrifice of health or the neglect of  
13 home and children; (4) such mother must, in the judgment of the court, be a  
14 proper person, physically, mentally and morally fit, to have the care and custody  
15 of her children; (5) the relief granted shall, in the judgment of the court, be  
16 necessary to save the child or children from neglect; (6) a mother shall not re-  
17 ceive such relief who is the owner of real property or personal property other  
18 than the household goods, but no mother who shall be the holder of, or entitled  
19 to, a homestead under the exemption laws of this State, or who is the holder of,  
20 or entitled to, a dower right in real estate, provided the fair cash market value of  
21 said *homestead or dower right* is not more than one thousand (\$1,000.00)  
22 dollars, shall be denied relief under the provisions of this Act; (7) a mother  
23 shall not receive such relief who has not resided in the county where the applica-

24 tion is made at least three years next before making such application; (8) a  
25 mother shall not receive such relief if her child or children has or have relatives  
26 of sufficient ability, and who shall be obligated by the finding and judgment of  
27 the court of competent jurisdiction, to support them.

Sec. 16. The County Board in each county shall levy a tax of not to exceed  
2 .....on the dollar annually on all taxable property in the county, in coun-  
3 ties having a population of not more than 300,000 inhabitants, and not to exceed  
4 6/10ths of a mill annually on all taxable property in the county, in counties hav-  
5 ing a population of over 300,000 inhabitants, such tax to be levied and collected  
6 in like manner with the general taxes of such county, and to be known as a  
7 Mothers' Pension Fund; which said tax shall be in addition to all other taxes  
8 which such county is now, or hereafter may be authorized to levy on the aggre-  
9 gate valuation of all property within such county, and the county clerk, in  
10 reducing tax levies under the provisions of Section 2 of "An Act concerning the  
11 levy and extension of taxes," approved May 9, 1901, in force July 1, 1901, as  
12 amended, shall not consider the tax for said Mothers' Pension Fund, authorized  
13 by this Act, as a part of the general tax levy for county purposes, and shall not  
14 include the same in the limitation of two per cent of the assessed valuation upon  
15 which taxes are required to be extended. The provisions of this section relating  
16 to the power to levy taxes, however, shall extend only for a period of.....  
17 years, beginning with the year A. D.....





- 1 Introduced by Mr. Young, March 3, 1921.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

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## A BILL

For an Act to amend an Act entitled, "An Act concerning the levy and extension of taxes," approved May 9, 1901, in force July 1, 1901, as subsequently amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* That an Act entitled, "An Act concerning the levy and extension of taxes," approved May 9, 1901, in force July 1, 1901, as subsequently amended, be and the same is hereby amended to read as follows:

Sec. 2. That in determining the amount of the maximum tax authorized to be levied by any statute of this State the assessed valuation of the current year of the property in each taxing district, as equalized by *The State Tax Commission*, shall be used. And if the amount of any tax certified to the county clerk for extension shall exceed the maximum allowed by law, determined as above provided, such excess shall be disregarded, and the residue only treated as the amount certified for extension.



Sec. 2. The county clerk in each county shall ascertain the rates per cent required to be extended upon the assessed valuation of the taxable property in the respective towns, townships, districts, incorporated cities and villages in his county, as equalized by *The State Tax Commission* for the current year, to produce the several amounts certified for extension by the taxing authorities in said county (as the same shall have been reduced as hereinbefore provided in all cases where the original amounts exceed the amount authorized by law): *Provided, however,* that if the aggregate of all taxes (exclusive of State taxes, township taxes, village taxes, levee taxes, public tuberculosis sanitarium taxes, pension fund taxes, school building taxes, high school taxes, district school taxes and all other school taxes in school districts having not more than 100,000 inhabitants, road and bridge taxes, and taxes levied for the payment of the principal of and the interest on bonded indebtedness of cities, and for the payment of the principal of and the interest on park bonds hereafter issued, and exclusive of taxes levied pursuant to the mandate or judgment of any court of record on any bonded indebtedness), certified to be extended against any property in any part of any taxing district or municipality, shall exceed two per cent of the assessed valuation thereof upon which the taxes are required to be extended, the rate per cent of the tax levy of such taxing district or municipality shall be reduced as follows: The county clerk shall reduce the rate per cent of the tax levy of such taxing district or municipality in the same proportion in which it would be necessary to reduce the highest aggregate per cent of all the tax levies (exclusive of State taxes, township taxes, village taxes, levee taxes, public tuberculosis sanitarium taxes, pension fund taxes, school building taxes, high school taxes, district school taxes and all other school taxes in school districts having not more than 100,000 inhabitants, road and bridge taxes, and taxes levied for the payment of the principal of and the interest on bonded indebtedness of cities, and for the payment of the principal of and the interest on park bonds hereafter issued, and exclusive of taxes levied pursuant to the mandate or judgment of any court of record on any bonded indebtedness), certified for extension upon any of

31 the taxable property in said taxing district or municipality, to bring the same  
32 down to two per cent of the assessed value of said taxable property upon which  
33 said taxes are required by law to be extended: *Provided, further,* that in re-  
34 ducing tax levies hereunder the rate per cent of the tax levy for county purposes  
35 shall not be reduced below a rate of fifty cents on each one hundred dollars  
36 assessed value (exclusive of levies to pay the principal of and interest on bonded  
37 indebtedness and judgments), and the rate per cent of the tax levy for city or  
38 village purposes (exclusive of library, public tuberculosis sanitarium, pension  
39 fund, school and park purposes and exclusive of the taxes levied for the pay-  
40 ment of the principal of and the interest on bonded indebtedness) in cities and  
41 villages having a population of over 150,000 shall not be reduced below a rate of  
42 one dollar and forty-three and one-third cents (\$1.43 1-3) on each one hundred  
43 dollars assessed value, and the rate per cent of the school tax for educational  
44 purposes shall not be reduced below a rate of one dollar and twenty cents on  
45 each one hundred dollars assessed value, and the rate per cent of the tax levy  
46 for library purposes shall not be reduced below a rate of five and one-third cents  
47 on each one hundred dollars assessed value, and the rate per cent of the tax  
48 levy for city or village purposes (exclusive of library, school and park pur-  
49 poses, and exclusive of the taxes levied for the payment of the principal of and  
50 the interest on bonded indebtedness and judgments) in cities and villages having  
51 a population of less than 150,000, shall not be reduced below a rate of one dollar  
52 and thirty-three and one-third cents (\$1.33 1-3) on each one hundred dollars  
53 assessed value, and the rate per cent of the school tax levy for educational pur-  
54 poses shall not be reduced below the maximum rate allowed by law and the rate  
55 per cent of the tax levy for park purposes in districts organized and existing  
56 under an Act entitled, "An Act to provide for the creation of pleasure driveway  
57 and park districts," approved June 19, 1893, in force July 1, 1893, shall not be  
58 reduced below a rate of forty cents on each one hundred dollars assessed value  
59 (exclusive of levies to pay the principal and interest on bonded indebtedness and  
60 judgments), but the other taxes which are subject to reduction under this sec-

tion shall be subject only to such reduction, respectively, as would be made therein under this section if this proviso were not inserted herein: *And, provided, further*, in reducing tax levies hereunder, all school taxes levied in cities exceeding 150,000 inhabitants, with the exception of the levy for school building purposes, shall be included in the taxes to be reduced.

The rate per cent of the tax levy of every county, city, village, town, township, park district, sanitary district, road district, and other public authorities (except the State), shall be ascertained and determined (and reduced when necessary as above provided) in the manner hereinbefore specified, and shall then be extended by the county clerk upon the assessed value of the property subject thereto (being one-half of the full value thereof) as equalized according to law. In reducing the rate per cent of any tax levy as hereinbefore provided, the rates per cent of all tax levies certified to the county clerk for extension as originally ascertained and determined under Section 1 of this Act, shall be used in ascertaining the aggregate of all taxes certified to be expended without regard to any reduction made therein under this section: *Provided*, that no reduction of any tax levy made hereunder shall diminish any amount appropriated by corporate or taxing authorities for the payment of the principal or interest on bonded debt, or levied pursuant to the mandate or judgment of any court of record. And to that end every such taxing body shall certify to the county clerk, with its tax levy, the amount thereof required for any such purposes.

*The provisions of this Act shall apply to appropriations and tax levies for the year A. D. 1921, and subsequent years.*

In case of a reduction hereunder any taxing body whose levy is affected thereby and whose appropriations are required by law to be itemized, may, after the same have been ascertained, distribute the amount of such reduction among the items of its appropriations, with the exceptions aforesaid, as it may elect. If no such election is made within three months after the extension of such tax, all such items, except as above specified, shall be deemed to be reduced pro rata.





- 1 Introduced by Mr. Young, March 3, 1921.
- 2 Read by title, ordered printed and referred to Committee on Revenue.

## A BILL

For an Act to amend Section 2 of "An Act concerning the levy and extension of taxes," approved May 9, 1901, in force July 1, 1901, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 2 of "An Act concerning the levy and extension of taxes," approved May 9, 1901, in force July 1, 1901, as amended, is amended to read as follows:

Sec. 2. The county clerk in each county shall ascertain the rates per cent required to be extended upon the assessed valuation of the taxable property in the respective towns, townships, districts, incorporated cities and villages in his county, as equalized by the State Board of Equalization for the current year, to produce the several amounts certified for extension by the taxing authorities in said county (as the same shall have been reduced as hereinbefore provided in all cases where the original amounts exceed the amount authorized by law): *Provided, however,* that if the aggregate of all taxes (exclusive of State taxes,

9 township taxes, village taxes, levee taxes, public tuberculosis sanitarium taxes,  
 10 pension fund taxes, school building taxes, high school taxes, district school taxes,  
 11 *school taxes for educational purposes*, and all other school taxes, road and bridge  
 12 taxes, and taxes levied for the payment of the principal of and the interest on  
 13 bonded indebtedness of cities, and for the payment of the principal of and the  
 14 interest on park bonds hereafter issued, and exclusive of taxes levied pursuant  
 15 to the mandate or judgment of any court of record on any bonded indebtedness),  
 16 certified to be extended against any property in any part of any taxing district  
 17 or municipality, shall exceed two per cent of the assessed valuation thereof upon  
 18 which the taxes are required to be extended, the rate per cent of the tax levy of  
 19 such taxing district or municipality shall be reduced as follows: The county clerk  
 20 shall reduce the rate per cent of the tax levy of such taxing district or munic-  
 21 ipality in the same proportion in which it would be necessary to reduce the  
 22 highest aggregate per cent of all the tax levies (exclusive of State taxes, township  
 23 taxes, village taxes, levy taxes, public tuberculosis sanitarium taxes, pension  
 24 fund taxes, school building taxes, high school taxes, district school taxes, *school*  
 25 *taxes for educational purposes*, and all other school taxes, road and bridge taxes,  
 26 and taxes levied for the payment of the principal of and the interest on bonded  
 27 indebtedness of cities, and for the payment of the principal of and the interest on  
 28 park bonds hereafter issued, and exclusive of taxes levied pursuant to the man-  
 29 date or judgment of any court of record on any bonded indebtedness, certified  
 30 for extension upon any of the taxable property in said taxing district or  
 31 municipality, to bring the same down to two per cent of the assessed value of said  
 32 taxable property upon which said taxes are required by law to be extended:  
 33 *Provided, further*, that in reducing tax levies hereunder from the taking effect  
 34 of this Act to and including the year A. D. 1921 the rate per cent of the tax levy  
 35 for county purposes in counties having a population of over 300,000 shall not be  
 36 reduced below a rate of thirty-six and two-thirds cents on each one hundred  
 37 dollars assessed value (exclusive of levies to pay the principal of and interest on

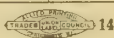


38 bonded indebtedness and judgments and Mothers' Pension Fund), and there-  
39 after shall not be reduced below a rate of thirty cents on each one hundred  
40 dollars assessed value (exclusive of levies to pay the principal and interest on  
41 bonded indebtedness, judgments and Mothers' Pension Fund), and in counties  
42 having a population of less than 300,000 the rate of the tax levy for county pur-  
43 poses shall not be reduced below a rate of fifty cents on each one hundred dollars  
44 assessed value (exclusive of levies to pay the principal of and interest on bonded  
45 indebtedness and judgments), and the rate per cent of the tax levy for city or  
46 village purposes (exclusive of library, public tuberculosis sanitarium, pension  
47 fund, school and park purposes and exclusive of the taxes levied for the payment  
48 of the principal of and the interest on bonded indebtedness in cities and villages  
49 having a population of over 150,000 shall not be reduced below a rate of one  
50 dollar and forty-three and one-third cents (\$1.43 1-3) on each one hundred  
51 dollars assessed value, and the rate per cent of the tax levy for library purposes  
52 shall not be reduced below a rate of five and one-third cents on each one hundred  
53 dollars assessed value, and the rate per cent of the tax levy for city or village  
54 purposes (exclusive of library, school and park purposes, and exclusive of the  
55 taxes levied for the payment of the principal of and the interest on bonded  
56 indebtedness and judgments) in cities and villages having a population of less  
57 than 150,000 shall not be reduced below a rate of one dollar and thirty-three and  
58 one-third cents (\$1.33 1-3) on each one hundred dollars assessed value, and the  
59 rate per cent of the school tax levy for educational purposes shall not be reduced  
60 below the maximum rate allowed by law and the rate per cent of the tax levy for  
61 park purposes in districts organized and existing under an Act entitled, "An Act  
62 to provide for the creation of pleasure driveway and park districts," approved  
63 June 19, 1893, in force July 1, 1893, shall not be reduced below a rate of forty  
64 cents on each one hundred dollars assessed value (exclusive of levies to pay the  
65 principal and interest on bonded indebtedness and judgments), but the other  
66 taxes which are subject to reduction under this section shall be subject only to

67 such reduction, respectively, as would be made therein under this section if this  
68 proviso were not inserted herein.

69       The rate per cent of the tax levy of every county, city, village, town, town-  
70 ship, park district, sanitary district, road district, and other public authorities  
71 (except the State), shall be ascertained and determined (and reduced when neces-  
72 sary as above provided) in the manner hereinbefore specified, and shall then be  
73 extended by the county clerk upon the assessed value of the property subject  
74 thereto (being one-half of the full value thereof) as equalized according to law.  
75 In reducing the rate per cent of any tax levy as hereinbefore provided, the rates  
76 per cent of all tax levies certified to the county clerk for extension as originally  
77 ascertained and determined under Section 1 of this Act, shall be used in ascer-  
78 taining the aggregate of all taxes certified to be expended without regard to any  
79 reduction made therein under this section: *Provided*, that no reduction of any  
80 tax levy made hereunder shall diminish any amount appropriated by corporate  
81 or taxing authorities for the payment of the principal or interest on bonded debt,  
82 or levied pursuant to the mandate or judgment of any court of record. And to  
83 that end every such taxing body shall certify to the county clerk, with its tax levy,  
84 the amount thereof required for any such purposes.

85       In case of a reduction hereunder any taxing body whose levy is affected  
86 thereby and whose appropriations are required by law to be itemized, may, after  
87 the same have been ascertained, distribute the amount of such reduction among  
88 the items of its appropriations, with the exceptions aforesaid, as it may elect. If  
89 no such election is made within three months after the extension of such tax, all  
90 such items, except as above specified, shall be deemed to be reduced pro rata.



- 1 Introduced by Mr. Young, March 3, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to add Sections 189a and 189b to "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended, is amended by adding Sections 189a and 189b, to read as follows:*

Sec. 189a. *For the purpose of establishing and supporting free schools in cities having a population exceeding one hundred thousand inhabitants for not fewer than seven months in each year and defraying all the expenses of the same of every description; for the purpose of building, repairing and improving school houses, or procuring school land, furniture, fuel, libraries and apparatus, and for all other necessary incidental expenses in such city, the board of education and the authorities of such city, as the case may be, shall be authorized to levy a tax annually upon all the taxable property of such city not to exceed,*

9 except as hereinafter stated, two per cent for educational purposes and three-  
10 quarters of 1 per cent for building purposes and the purchase of school grounds,  
11 upon the valuation to be ascertained by the last assessment for State and County  
12 taxes: Provided, that any sum expended or obligations incurred for the im-  
13 provement, repair or benefit of school buildings and property shall be paid from  
14 that portion of the tax levied for building purposes and the purchase of school  
15 grounds.

Sec. 189b. If the board of education, in any such city, shall desire to levy in  
2 any one year more than two per cent but not more than three per cent for educa-  
3 tional purposes and more than three-quarters of one per cent but not more than  
4 one per cent for building purposes and the purchase of school grounds, such  
5 board may, by resolution stating the per cent so desired, cause a proposition for  
6 an assent thereto to be submitted to the voters of such city at any general or spe-  
7 cial election, and if at such election a majority of the votes cast on said proposi-  
8 tion shall be in favor thereof, the board of education of such city may thereafter  
9 until such authority is revoked in like manner, levy annually for educational  
10 purposes a tax in excess of two per cent but not exceeding the per cent mentioned  
11 in said proposition, and a tax for building purposes and the purchase of school  
12 grounds in excess of three-quarters of one per cent but not exceeding the per  
13 cent mentioned in said proposition for such purposes. Such propositions may  
14 be submitted at any time, and from time to time, to the voters of such city, at any  
15 such election either at the instance of such board of education or by petition for  
16 that purpose addressed to such board and signed by at least five per cent of the  
17 voters of such city ascertained by the vote cast at the last preceding general  
18 election in said city; and such board of education shall levy no general tax in  
19 excess of two per cent for educational purposes, or in excess of three-quarters  
20 of one per cent for building purposes and purchase of school grounds, that shall  
21 not be authorized by the result of such election ascertained as aforesaid, unless  
22 and until assented to by the voters of such city in like manner.





- 1 Introduced by Mr. Rutshaw, March 3, 1921.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and  
Transportation.

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## A BILL

For an Act to amend Section 10 of "An Act to provide for the regulation of the public utilities," approved June 30, 1913, in force January 1, 1914, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 10 of "An Act to provide for the  
3 regulation of public utilities," approved June 30, 1913, in force January 1, 1914,  
4 is amended to read as follows:

Sec. 10. Unless otherwise specified, the word "commission," when used in  
2 this Act, means the State Public Utilities Commission of Illinois, which is cre-  
3 ated and established under the provisions of this Act.

4 The term "commissioner," when used in this Act, means one of the mem-  
5 bers of the commission.

6 The term "public utility," when used in this Act, means and includes every  
7 corporation, company, association, joint stock company or association, firm,  
8 partnership or individual, their lessees, trustees, or receivers appointed by any



9 court whatsoever (except, however, such public utilities as are or may hereafter  
10 be owned or operated by any municipality) that now or hereafter:

11 (a) May own, control, operate or manage, within the State, directly or in-  
12 directly for public use, any plant, equipment or property used or to be used for  
13 or in connection with the transportation of persons or property or the transmis-  
14 sion of telegraph or telephone messages between points within this State; or for  
15 the production, storage, transmission, sale, delivery or furnishing of heat, cold,  
16 light, power, electricity or water; or for the conveyance of oil or gas by pipe  
17 line; or for the storage or warehousing of goods; or for the conduct of the busi-  
18 ness of a wharfinger; *or of a stockyard receiving twenty-five thousand head of*  
19 *live stock or more per year for sale, feed or transfer, and for the yardage of*  
20 *which a charge is made; or of a live stock commission merchant receiving live*  
21 *stock on consignment for sale on commission, as a commission merchant; or*  
22 that

23 (b) May own or control any franchise, license, permit or right to engage  
24 in any such business.

25 The term "common carrier," when used in this Act, includes all railroads,  
26 street railroads, express companies, private car lines, sleeping car companies,  
27 fast freight lines, steamboat lines and other common carriers by water, and  
28 every corporation, company, association, joint stock company or association,  
29 firm, partnership or individual, their lessees, trustees or receivers appointed by  
30 any court whatsoever, owning, operating or managing any such agency for pub-  
31 lic use in the transportation of persons or property within this State.

32 The term "railroad," when used in this Act, includes every railroad other  
33 than a street railroad, by whatever power operated for public use in the trans-  
34 portation of persons or property for compensation, with all bridges, ferries, tun-  
35 nels, equipment, switches, spurs, tracks, poles, wires, stations, real estate and  
36 terminal facilities of every kind, used, operated, controlled or owned by or in  
37 connection with any railroad.

38       The term "street railroad," when used in this Act, includes every railroad  
39 by whatsoever power operated, or any extension or extensions, branch or  
40 branches thereof, for public use in the transportation of persons or property  
41 for compensation, being mainly upon, along, above or below any street, avenue,  
42 road, highway, bridge or public place in any city, village or incorporated town,  
43 and including all equipment, switches, spurs, tracks, poles, wires, right of track-  
44 age subways, tunnels, stations, terminals and terminal facilities of every kind,  
45 together with all real estate used, operated, controlled or owned by or in con-  
46 nection with any such street railroad; but the said term "street railroad,"  
47 when used in this Act, shall not include a railroad constituting or used as a part  
48 of a trunk line railroad system.

49       The term "transportation of persons," when used in this Act, includes any  
50 service in connection with the receipt, carriage and delivery of the person trans-  
51 ported and his baggage, and all facilities, used or necessary to be used in con-  
52 nection with the safety, comfort and convenience of the person transported.

53       The term "transportation of property," when used in this Act, includes any  
54 service in connection with the receipt, carriage, delivery, elevation, transfer in  
55 transit, ventilation, refrigeration, icing, storage and handling of the property  
56 transported.

57       The term "express company," when used in this Act, includes every cor-  
58 poration, company, association, joint stock company or association, firm, part-  
59 nership or individual, their lessees, trustees, or receivers, appointed by any court  
60 whatsoever, engaged in the transportation of freight, merchandise or other  
61 property for compensation on the route or line of any common carrier.

62       The term "company," when used in this Act in connection with a public  
63 utility, includes any corporation, company, association, joint stock company or  
64 association, firm, partnership or individual, their lessees, trustees, or receivers  
65 appointed by any court whatsoever, owning, holding, operating, controlling or  
66 managing such a public utility but not municipal corporations.

67       The term "corporation," when used in this Act, includes any corporation,

68 company, association, joint stock company or association, but not municipal cor-  
69 porations.

70 The term "person," when used in this Act, includes an individual, firm or  
71 co-partnership.

72 The term "warehouse," when used in this Act, includes all elevators or  
73 storehouses where grain is stored for a compensation, whether the property  
74 stored be kept separate or not.

75 The term "wharfinger," when used in this Act, includes every corporation,  
76 not municipal, or person, their lessees, trustees, or receivers appointed by any  
77 court whatsoever, owning, controlling, operating or managing any dock wharf or  
78 structure used by vessels or other water craft in connection with or to facilitate  
79 the receipt or discharge of freight or passengers within this State.

80 The term "service," when used in this Act, is used in its broadest and most  
81 inclusive sense, and includes not only the use or accommodation afforded con-  
82 sumers or patrons, but also any product or commodity furnished by any public  
83 utility and the plant, equipment, apparatus, appliances, property and facilities  
84 employed by, or in connection with, any public utility in performing any service  
85 or in furnishing any product or commodity and devoted to the purposes in which  
86 such public utility is engaged and to the use and accommodations of the public.

87 The term "rate," when used in this Act, includes every individual or joint  
88 rate, fare, toll, charge, rental or other compensation of any public utility or any  
89 two or more such individual or joint rates, fares, tolls, charges, rentals or other  
90 compensation of any public utility or any schedule or tariff thereof, and any  
91 rule, regulation, charge, practice or contract relating thereto.

92 The term "city council," when used in this Act, includes the mayor and  
93 commissioners of cities which have adopted the commission form of municipal  
94 government and the council of all other cities and villages.

95 The term "city," when used in this Act, includes all villages.



- 1 Introduced by Mr. Thon, March 3, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Sections 1 and 7 of "An Act to revise the law in relation to the sentence and commitment of persons convicted of crime or offenses and providing for a system of parole and to repeal certain Acts and parts of Acts therein named," approved June 25, 1917, in force July 1, 1917, as amended.

---

**SECTION 1.** *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 1 and 7 of "An Act to revise  
3 the law in relation to the sentence and commitment of persons convicted of  
4 crime or offenses and providing for a system of parole and to repeal certain Acts  
5 and parts of Acts therein named," approved June 25, 1917, in force July 1, 1917,  
6 as amended, are amended to read as follows:

Sec. 1. In all cases where any person, over ten years of age, shall be charged  
2 with either of the offenses of misprision of treason, murder, rape, or kidnaping,  
3 and the case shall be tried by a jury and the jury shall find the defendant guilty,  
4 the jury shall also by its verdict fix the punishment, and if the punishment



5 imposed is imprisonment, the jury shall fix the term of such imprisonment; if the  
6 case is tried by the court, without a jury on a plea of guilty, and the court shall  
7 impose imprisonment as the punishment, the court shall fix a definite term of  
8 imprisonment, and the court, in each case, shall fix the place of confinement. In  
9 every such case of imprisonment, the court shall sentence the defendant to the  
10 penitentiary, except as is provided in clauses one to four, inclusive, in Section 3  
11 of this Act, and in such cases the court may, in its discretion, commit as in those  
12 clauses provided. Every person so sentenced shall be held in the respective  
13 institution, reformatory or penitentiary, for and during the definite term in said  
14 sentence named, subject to transfer, subject to parole and subject to be earlier  
15 discharged, as in this Act provided, by the Department of Public Welfare, and it  
16 shall be deemed and taken as a part of every such sentence that all of the pro-  
17 visions for transfer, parole and discharge in this Act contained shall be a part  
18 of said sentence as fully as though written in it.

19 Every person sentenced and committed under this section shall, in the discre-  
20 tion of the Department of Public Welfare, be eligible to parole, *except as herein-*  
21 *after provided*, under rules and regulations adopted therefor by the Department  
22 of Public Welfare, such paroles to be as follows: Any person sentenced for life  
23 may be eligible to parole at the end of twenty years; *any person* not sentenced for  
24 life but sentenced for a definite term of years shall not be eligible to parole until  
25 he shall have served the minimum sentence provided by law for the crime of  
26 which he was convicted, good time being allowed as provided by law, nor until he  
27 shall have served at least one-third of the time fixed in said definite sentence.  
28 *However, no person, sentenced and committed on conviction of either of the*  
29 *offenses enumerated above, shall be eligible to parole, if he has previously been*  
30 *convicted of a felony in this State, or in any other State, territory or country,*  
31 *but such person shall be imprisoned for and during the definite term fixed in his*  
32 *last sentence.*

33 It is expressly provided that the definite sentence provided for in this section  
34 shall be applicable only to the crimes enumerated in this section and definite sen-



35 tences shall not be applicable to any other crime or offense enumerated in this  
36 Act; and further, that indeterminate or general sentences shall apply to all other  
37 crimes and offenses enumerated in this Act, but not to the crimes or offenses  
38 enumerated in this section.

Sec. 7. The said Department of Public Welfare shall have power, and it  
2 shall be its duty, to establish rules and regulations under which prisoners in  
3 the penitentiary, in the reformatory, and in such other State institutions as are  
4 now or may hereafter be provided for the incarceration, punishment, discipline,  
5 training or reformation of the prisoners or wards committed thereto, may be  
6 allowed to go upon parole outside of the penitentiary, reformatory, or such  
7 other institutional buildings and enclosure. No prisoner or ward shall be released  
8 from either the penitentiary or the reformatory or such other institution herein  
9 in this Act mentioned until the Department of Public Welfare shall have made  
10 arrangements or shall have satisfactory evidence that arrangements have been  
11 made for his honorable and useful employment while upon parole in some suit-  
12 able occupation and also for a proper and suitable home free from criminal  
13 influences and without expense to the State. All prisoners and wards so tempo-  
14 rarily released upon parole shall, at all times, until the receipt of their final dis-  
15 charge, be considered in the legal custody of the officers of the Department of  
16 Public Welfare, and shall, during the said time, be considered as remaining under  
17 conviction for the crime or offense of which they were convicted and sentenced  
18 or committed and subject to be taken at any time within the enclosure of such  
19 penitentiary, reformatory and institutions herein mentioned. Full power to  
20 enforce such rules and regulations and to retake and reimprison any inmate so  
21 upon parole is hereby conferred upon the officers and employees of the Depart-  
22 ment of Public Welfare. The order or writ certified to by the warden, superin-  
23 tendent or managing head of such penitentiary, reformatory, or of such other  
24 institution above mentioned, with the seal of the institution attached and directed  
25 to all sheriffs, coroners, constables, police officers or to any other particular

26 persons named in said order or writ, shall be sufficient warrant for the officer or  
 27 other person named therein to authorize the said officer or person to arrest and  
 28 deliver to the proper officer of said penitentiary, reformatory or such other  
 29 institution the body of the conditionally released or paroled prisoner named in  
 30 said writ, and it is hereby made the duty of all sheriffs, coroners, constables,  
 31 police officers or other persons named therein to execute said order or writ the  
 32 same as other criminal processes. In case any prisoner or ward so condition-  
 33 ally released or paroled shall flee beyond the limits of the State, he may be re-  
 34 turned pursuant to the provisions of the laws of this State relating to fugitives  
 35 from justice. No prisoner or ward sentenced and committed, or committed,  
 36 under a general or indeterminate sentence, shall be eligible to parole after his  
 37 commitment in said penitentiary or reformatory or State institution in this Act  
 38 mentioned, until he shall have served the minimum term of imprisonment pro-  
 39 vided by law for the crime or offense of which he was sentenced and stands con-  
 40 victed or committed. In all cases of definite sentences provided for in Section  
 41 one of this Act, persons sentenced for life or for a definite term of imprison-  
 42 ment may be paroled in the discretion of the Department of Public Welfare;  
 43 *any person* sentenced for life may be eligible to parole at the end of twenty years;  
 44 *any person* not sentenced for life but sentenced for a definite term of years  
 45 shall not be eligible to parole until he shall have served the minimum sentence  
 46 provided by law for the crime for which he was convicted, good time being al-  
 47 lowed as provided by law, nor until he shall have served at least one-third of the  
 48 time fixed in said definite sentence. *However, no person, sentenced and com-*  
 49 *mitted on conviction of a felony, shall be eligible to parole by said Department,*  
 50 *if he has previously been convicted of a felony in this State, or in any other*  
 51 *state, territory or country, but such person shall be imprisoned for and during*  
 52 *the definite term fixed in his last sentence; or, if he was last sentenced for an in-*  
 53 *determinate term, he shall be imprisoned for and during the maximum term for*  
 54 *the offense of which he was last convicted.*



- 1 Introduced by Mr. Thon, March 3, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

---

## A BILL

For an Act to amend Sections 1 and 7 of "An Act to revise the law in relation to the sentence and commitment of persons convicted of crime or offenses and providing for a system of parole and to repeal certain Acts and parts of Acts therein named," approved June 25, 1917, in force July 1, 1917, as amended.

---

**SECTION 1.** *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Sections 1 and 7 of "An Act to revise the law in relation to the sentence and commitment of persons convicted of crime or offenses and providing for a system of parole and to repeal certain Acts and parts of Acts therein named," approved June 25, 1917, in force July 1, 1917, as amended, are amended to read as follows:

Sec. 1. In all cases where any person, over ten years of age, shall be charged with either of the offenses of misprision of treason, murder, rape, or kidnapping, and the case shall be tried by a jury and the jury shall find the defendant guilty, the jury shall also by its verdict fix the punishment, and if the punishment

5 imposed is imprisonment, the jury shall fix the term of such imprisonment; if the  
6 case is tried by the court, without a jury on a plea of guilty, and the court shall  
7 impose imprisonment as the punishment, the court shall fix a definite term of  
8 imprisonment, and the court, in each case, shall fix the place of confinement. In  
9 every such case of imprisonment, the court shall sentence the defendant to the  
10 penitentiary, except as is provided in clauses one to four, inclusive, in Section 3  
11 of this Act, and in such cases the court may, in its discretion, commit as in those  
12 clauses provided. Every person so sentenced shall be held in the respective  
13 institution, reformatory or penitentiary, for and during the definite term in said  
14 sentence named, subject to transfer, subject to parole and subject to be earlier  
15 discharged, as in this Act provided, by the Department of Public Welfare, and it  
16 shall be deemed and taken as a part of every such sentence that all of the pro-  
17 visions for transfer, parole and discharge in this Act contained shall be a part  
18 of said sentence as fully as though written in it.

19 Every person sentenced and committed under this section shall, in the discre-  
20 tion of the Department of Public Welfare, be eligible to parole, *except as herein-*  
21 *after provided*, under rules and regulations adopted therefor by the Department  
22 of Public Welfare, such paroles to be as follows: Any person sentenced for life  
23 may be eligible to parole at the end of twenty years; *any person* not sentenced for  
24 life but sentenced for a definite term of years shall not be eligible to parole until  
25 he shall have served the minimum sentence provided by law for the crime of  
26 which he was convicted, good time being allowed as provided by law, nor until he  
27 shall have served at least one-third of the time fixed in said definite sentence.  
28 *However, no person, sentenced and committed on conviction of either of the*  
29 *offenses enumerated above, shall be eligible to parole, if he has previously been*  
30 *convicted of a felony in this State, or in any other State, territory or country,*  
31 *but such person shall be imprisoned for and during the definite term fixed in his*  
32 *last sentence.*

33 It is expressly provided that the definite sentence provided for in this section  
34 shall be applicable only to the crimes enumerated in this section and definite sen-



35 tences shall not be applicable to any other crime or offense enumerated in this  
36 Act; and further, that indeterminate or general sentences shall apply to all other  
37 crimes and offenses enumerated in this Act, but not to the crimes or offenses  
38 enumerated in this section.

Sec. 7. The said Department of Public Welfare shall have power, and it  
2 shall be its duty, to establish rules and regulations under which prisoners in  
3 the penitentiary, in the reformatory, and in such other State institutions as are  
4 now or may hereafter be provided for the incarceration, punishment, discipline,  
5 training or reformation of the prisoners or wards committed thereto, may be  
6 allowed to go upon parole outside of the penitentiary, reformatory, or such  
7 other institutional buildings and enclosure. No prisoner or ward shall be released  
8 from either the penitentiary or the reformatory or such other institution herein  
9 in this Act mentioned until the Department of Public Welfare shall have made  
10 arrangements or shall have satisfactory evidence that arrangements have been  
11 made for his honorable and useful employment while upon parole in some suit-  
12 able occupation and also for a proper and suitable home free from criminal  
13 influences and without expense to the State. All prisoners and wards so tempo-  
14 rarily released upon parole shall, at all times, until the receipt of their final dis-  
15 charge, be considered in the legal custody of the officers of the Department of  
16 Public Welfare, and shall, during the said time, be considered as remaining under  
17 conviction for the crime or offense of which they were convicted and sentenced  
18 or committed and subject to be taken at any time within the enclosure of such  
19 penitentiary, reformatory and institutions herein mentioned. Full power to  
20 enforce such rules and regulations and to retake and reimprison any inmate so  
21 upon parole is hereby conferred upon the officers and employees of the Depart-  
22 ment of Public Welfare. The order or writ certified to by the warden, superin-  
23 tendent or managing head of such penitentiary, reformatory, or of such other  
24 institution above mentioned, with the seal of the institution attached and directed  
25 to all sheriffs, coroners, constables, police officers or to any other particular



persons named in said order or writ, shall be sufficient warrant for the officer or other person named therein to authorize the said officer or person to arrest and deliver to the proper officer of said penitentiary, reformatory or such other institution the body of the conditionally released or paroled prisoner named in said writ, and it is hereby made the duty of all sheriffs, coroners, constables, police officers or other persons named therein to execute said order or writ the same as other criminal processes. In case any prisoner or ward so conditionally released or paroled shall flee beyond the limits of the State, he may be returned pursuant to the provisions of the laws of this State relating to fugitives from justice. No prisoner or ward sentenced and committed, or committed, under a general or indeterminate sentence, shall be eligible to parole after his commitment in said penitentiary or reformatory or State institution in this Act mentioned, until he shall have served the minimum term of imprisonment provided by law for the crime or offense of which he was sentenced and stands convicted or committed. In all cases of definite sentences provided for in Section one of this Act, persons sentenced for life or for a definite term of imprisonment may be paroled in the discretion of the Department of Public Welfare: *any person* sentenced for life may be eligible to parole at the end of twenty years: *any person* not sentenced for life but sentenced for a definite term of years shall not be eligible to parole until he shall have served the minimum sentence provided by law for the crime for which he was convicted, good time being allowed as provided by law, nor until he shall have served at least one-third of the time fixed in said definite sentence. *However, no person, sentenced and committed on conviction of a felony, shall be eligible to parole by said Department, if he has previously been convicted of a felony in this State, or in any other state, territory or country, but such person shall be imprisoned for and during the definite term fixed in his last sentence; or, if he was last sentenced for an indeterminate term, he shall be imprisoned for and during the maximum term for the offense of which he was last convicted.*



- 1 Introduced by Mr. Smejkal, March 3, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making appropriations for the pay of officers and members of the next General Assembly and certain officers of the State government.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* There is hereby appropriated the sum of three million three hundred ninety-nine thousand and two hundred dollars (\$3,399,200) or so much thereof as may be necessary to pay the officers and members of the next General Assembly and certain officers of the State government hereinafter mentioned for the biennium beginning July 1, 1921, as follows:

|   |                        |
|---|------------------------|
| For Governor .....  | \$ 12,000.00 per annum |
| For Lieutenant Gvoernor.....  | 2,500.00 per annum     |
| For Lieutenant Governor, President pro tem of the Senate or other officers while acting as Governor at the rate of \$33.33 per day..... | 5,000.00 per annum     |
| For Secretary of State.....   | 7,500.00 per annum     |
| For Auditor of Public Accounts.....   | 7,500.00 per annum     |

|    |  |                      |
|----|--|----------------------|
| 12 | For State Treasurer.....   | 10,000.00 per annum  |
| 13 | For Superintendent of Public Instruction .....   | 7,500.00 per annum   |
| 14 | For Attorney General.....  | 10,000.00 per annum  |
| 15 | For Assistant Attorney General (Cook County).....  | 3,500.00 per annum   |
| 16 | For Assistant Attorney General (Cook County) .....   | 5,000.00 per annum   |
| 17 | For two Assistants Attorney General (Cook County) at<br>\$4,000 each.....                          | 8,000.00 per annum   |
| 18 | For seven Judges of the Supreme Court at \$10,000 each.  | 70,000.00 per annum  |
| 19 | For seven Private Secretaries to Judges of the Supreme<br>Court at \$3,000 each.....               | 21,000.00 per annum  |
| 20 | For Supreme Court Marshal.....   | 1,500.00 per annum   |
| 21 | For Supreme Court Clerk.....   | 7,500.00 per annum   |
| 22 | For Supreme Court Reporter.....  | 6,000.00 per annum   |
| 23 | For 18 Clerks for Judges of the Appellate Courts at<br>\$2,000 each.....                           | 36,000.00 per annum  |
| 24 | For 91 Judges of the Circuit Courts and Superior Courts<br>at \$6,500 each.....                    | 591,500.00 per annum |
| 25 | For Judges of City Courts (35 estimated) .....   | 60,000.00 per annum  |
| 26 | For 3 Judges Court of Claims at \$1,500 each.....  | 4,500.00 per annum   |
| 27 | For 102 State's Attorneys at \$400 each .....  | 40,800.00 per annum  |
| 28 | For members and officers of the 53rd General Assembly<br>(salaries, mileage and incidentals) ..... | 800,000.00           |
| 29 | For Secretary of the Joint Legislative Reference Bureau  | 5,000.00 per annum   |
| 30 | For Director of Finance.....   | 7,000.00 per annum   |
| 31 | For Assistant Director of Finance.....   | 4,200.00 per annum   |
| 32 | For Administrative Auditor.....  | 4,800.00 per annum   |
| 33 | For Snuperintendent of Budget.....   | 3,600.00 per annum   |
| 34 | For Superintendent of Department Reports .....   | 3,600.00 per annum   |
| 35 | For 3 Tax Commissioners at \$6,000 each .....  | 18,000.00 per annum  |
| 36 | For Statistician (for Tax Commission) .....  | 4,000.00 per annum   |

|    |   |                     |
|----|---|---------------------|
| 37 | For Director of Agriculture.....                        | 6,000.00 per annum  |
| 38 | For Assistant Director of Agriculture.....              | 3,600.00 per annum  |
| 39 | For General Manager of State Fair.....                  | 3,600.00 per annum  |
| 40 | For Superintendent of Foods and Dairies .....           | 4,800.00 per annum  |
| 41 | For 2 Food Standard Officers at \$450 each .....        | 900.00 per annum    |
| 42 | For Superintendent of Animal Industry .....             | 3,600.00 per annum  |
| 43 | For Chief Veterinarian.....                             | 4,200.00 per annum  |
| 44 | For Superintendent of Plant Industry.....               | 3,600.00 per annum  |
| 45 | For Chief Game and Fish Warden.....                     | 3,600.00 per annum  |
| 46 | For Director of Labor.....                              | 5,000.00 per annum  |
| 47 | For Assistant Director of Labor.....                    | 3,000.00 per annum  |
| 48 | For Chief Factory Inspector.....                        | 3,000.00 per annum  |
| 49 | For Superintendent of Free Employment Offices .....     | 3,000.00 per annum  |
| 50 | For Chief Inspector of Private Employment Agencies....  | 3,000.00 per annum  |
| 51 | For 5 Industrial Officers at \$5,000 each.....          | 25,000.00 per annum |
| 52 | For Director of Mines and Minerals.....                 | 5,000.00 per annum  |
| 53 | For Assistant Director of Mines and Minerals .....      | 3,000.00 per annum  |
| 54 | For 4 Mine Officers at \$500 each.....                  | 2,000.00 per annum  |
| 55 | For 4 Miner's Examining Officers at \$1,800 each.....   | 7,200.00 per annum  |
| 56 | For Director of Public Works and Buildings .....        | 7,000.00 per annum  |
| 57 | For Assistant Director of Public Works and Buildings... | 4,000.00 per annum  |
| 58 | For Superintendent of Highways.....                     | 5,000.00 per annum  |
| 59 | For Chief Highway Engineer.....                         | 5,000.00 per annum  |
| 60 | For Supervising Architect.....                          | 4,000.00 per annum  |
| 61 | For Supervising Engineer.....                           | 4,000.00 per annum  |
| 62 | For Superintendent of Waterways.....                    | 5,000.00 per annum  |
| 63 | For Superintendent of Printing.....                     | 5,000.00 per annum  |
| 64 | For Superintendent of Purchases and Supplies.....       | 5,000.00 per annum  |
| 65 | For Superintendent of Parks.....                        | 2,500.00 per annum  |
| 66 | For Director of Public Welfare.....                     | 7,000.00 per annum  |



|    |  |                     |
|----|--|---------------------|
| 67 | For Assistant Director of Public Welfare .....                               | 4,000.00 per annum  |
| 68 | For Alienist .....   | 5,000.00 per annum  |
| 69 | For Criminologist .....  | 5,000.00 per annum  |
| 70 | For Fiscal Supervisor.....   | 5,000.00 per annum  |
| 71 | For Superintendent of Charities.....   | 5,000.00 per annum  |
| 72 | For Superintendent of Prisons.....   | 5,000.00 per annum  |
| 73 | For Superintendent of Pardons and Paroles .....                              | 5,000.00 per annum  |
| 74 | For Director of Public Health.....   | 6,000.00 per annum  |
| 75 | For Assistant Director of Public Health .....                                | 3,600.00 per annum  |
| 76 | For Superintendent of Lodging House Inspection .....                         | 3,000.00 per annum  |
| 77 | For Director of Trade and Commerce.....                                      | 7,000.00 per annum  |
| 78 | For Assistant Director of Trade and Commerce .....                           | 4,000.00 per annum  |
| 79 | For Superintendent of Insurance.....   | 5,000.00 per annum  |
| 80 | For Fire Marshal.....  | 3,000.00 per annum  |
| 81 | For Superintendent of Standards.....   | 2,500.00 per annum  |
| 82 | For Chief Grain Inspector.....   | 5,000.00 per annum  |
| 83 | For 3 Members of Committee of Appeals at \$1,200 each..                      | 3,600.00 per annum  |
| 84 | For 5 Public Utilities Commissioners at \$7,000 each.....                    | 35,000.00 per annum |
| 85 | For Secretary Public Utilities Commission .....                              | 4,000.00 per annum  |
| 86 | For Director of Registration and Education .....                             | 5,000.00 per annum  |
| 87 | For Assistant Director of Registration and Education....                     | 3,600.00 per annum  |
| 88 | For Superintendent of Registration.....                                      | 4,200.00 per annum  |
| 89 | For Adjutant General.....  | 7,000.00 per annum  |
| 90 | For Assistant Adjutant General.....  | 5,000.00 per annum  |
| 91 | For Assistant Quarter Master General.....                                    | 5,000.00 per annum  |
| 92 | For Assistant Quarter Master.....  | 1,500.00 per annum  |
| 93 | For President of the State Civil Service Commission ...                      | 4,000.00 per annum  |
| 94 | For 2 members of the State Civil Service Commission at<br>\$3,000 each ..... | 6,000.00 per annum  |



- 95 For Chief Examiner of the State Civil Service Commis-  
sion ..... 3,500.00 per annum
- 96 For 22 Watchmen for Public Buildings in Springfield at  
\$1,000 each ..... 22,000.00 per annum
- 97 For Illinois State Historical Librarian..... 3,000.00 per annum

Sec. 2. The Auditor of Public Accounts is hereby authorized and directed  
2 to draw his warrant upon the State Treasurer monthly, unless otherwise provid-  
3 ed by law, for the sums herein specified upon the presentation of proper vouch-  
4 ers and the State Treasurer shall pay the same from General Revenue Fund  
5 with the exception of the salary of the Fire Marshal, which shall be paid from  
6 the Fire Prevention Fund.





1 Adopted June 7, 1921.

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AMENDMENT NO. 1.

Amend printed House Bill No. 300, on page 1, Section 1, lines 3 and 4, by  
2 striking out the words and figures, "three million three hundred ninety-nine  
3 thousand and two hundred dollars (\$3,399.00)" and inserting in lieu thereof  
4 the words and figures "three million, four hundred fifty-eight thousand dollars  
5 (\$3,458.00)."

AMENDMENT NO. 2.

Amend printed House Bill No. 300, on page 2, Section 1, line 28, by strik-  
2 ing out the figures "800,000.00" and inserting in lieu thereof the figures  
3 "\$850,000.00."

AMENDMENT NO. 3.

Amend printed House Bill No. 300, on page 5, Section 1, line 96 by strik-  
2 ing out the words and figures "\$1,000.00 each.....22,000.00 per annum" and  
3 inserting in lieu thereof the words and figures "\$1,200 each.....26,400 per  
4 annum."





1 Offered June 14, 1921.

2 Ordered printed by Committee on Appropriations.

#### AMENDMENT NO. 1.

Amend printed House Bill No. 300 in Senate, on page 2, in Section 1,  
2 line 31, by striking the figures "4200.00" and inserting in lieu thereof the  
3 figures "4800.00."

#### AMENDMENT NO. 2.

Amend printed House Bill No. 300 in Senate, on page 2, Section 1, by strik-  
2 ing all of line 35 and inserting in lieu thereof the following words and figures:  
3 "For 5 tax commissioners at \$6000 each.....30,000.00 per annum."

#### AMENDMENT NO. 3.

Amend printed House Bill No. 300 in Senate, on page 3, in Section 1, line 47,  
2 by striking the figures "3,000.00" and inserting in lieu thereof the figures  
3 4,000.00."

#### AMENDMENT NO. 4.

Amend printed House Bill No. 300 in Senate on page 3, in Section 1, line 48,  
2 by striking the figures "3,000.00" and inserting in lieu thereof the figures  
3 "4,000.00."

#### AMENDMENT NO. 5.

Amend printed House Bill No. 300 in Senate, on page 3, in Section 1, line  
2 57, by striking the figures "4,000.00" and inserting in lieu thereof the figures  
3 "5,000.00."



## AMENDMENT NO. 6.

Amend printed House Bill No. 300 in Senate, on page 3, in Section 1, line  
 2 58, by striking the figures "5,000.00" and inserting in lieu thereof the figures  
 3 "6,000.00."

## AMENDMENT NO. 7.

Amend printed House Bill No. 300 in Senate, on page 4, in Section 1, line  
 2 78, by striking the figures "4,000.00" and inserting in lieu thereof the figures  
 3 "5,000.00."

## AMENDMENT NO. 8.

Amend printed House Bill No. 300 in Senate, on page 4, in Section 1, line  
 2 80, by striking the figures "3,000.00" and inserting in lieu thereof the figures  
 3 "4000.00."

## AMENDMENT NO. 9.

Amend printed House Bill No. 300 in Senate, on page 4, in Section 1, by  
 2 striking all of line 84 and inserting in lieu thereof the following words and  
 3 figures:  
 4 "For 7 Illinois Commerce Commissioners at \$7000 each. .49,000.00 per annum."

## AMENDMENT NO. 10.

Amend printed House Bill No. 300 in Senate, on page 4, in Section 1, by  
 2 striking all of line 85 and inserting in lieu thereof the following words and  
 3 figures:  
 4 "For Secretary Illinois Commerce Commission.....5,000.00 per annum."

## AMENDMENT NO. 11.

Amend printed House Bill No. 300 in Senate, on page 1, in Section 1, by  
 2 striking all of line 3, and inserting in lieu thereof the following words and  
 3 figures:  
 4 "three million five hundred twenty-five thousand two hundred dollars (\$3,525,-  
 5 200) or so much."



1 Offered by Mr. Barr, June 17, 1921.

2 Ordered printed.

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AMENDMENT NO. 12.

Amend printed House Bill No. 300 in Senate, on page 4, Section 1, line 72,

2 by striking out the figures "5,000.00" and inserting in lieu thereof the figures

3 "6,000.00."





- 1 Introduced by Mr. Arnold, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

A BILL

For an Act making an appropriation to the Illinois State Poultry Association.

SECTION 1. *Be it enacted by the People of the State of Illinois,*

2 *represented in the General Assembly:* The following named sums, or so much

3 thereof as may be necessary, respectively, for the purposes hereinafter named for

4 the biennium beginning July 1, 1921, and until the expiration of the first fiscal

5 quarter after the adjournment of the next General Assembly, are appropriated to

6 the Illinois State Poultry Association.

7 For salaries and wages of judges, lecturers and caretakers during show... \$ 600

8 For office expense..... 500

9 For travel..... 250

10 For poultry show expense..... 850

11 For egg-laying contest expense. .... 6,000

12 Total..... \$8,200

Sec. 2. The appropriations herein made are subject to the provisions of

2 "An Act in relation to State finance," approved June 10, 1919, in force July 1,

3 1919.







- 1 Introduced by Mr. Bippus, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend Sections 7 and 9 of an Act entitled, "An Act to provide for the setting apart, formation and disbursement of a Police Pension Fund in cities having a population exceeding two hundred thousand inhabitants," approved June 29, 1915, in force July 1, 1915, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That Sections 7 and 9 of an Act entitled,  
3 "An Act to provide for the setting apart, formation and disbursement of a  
4 Police Pension Fund in cities having a population exceeding two hundred thou-  
5 sand inhabitants," approved June 29, 1915, in force July 1, 1915, as amended, be  
6 and the same are hereby amended so as to read, respectively, as follows:

Sec. 7. Whenever the word "policeman," as used in this Act appears, the  
2 same shall be interpreted and construed to mean and to include the following:

3 Any person who has been appointed and sworn or designated by law as a  
4 policeman, and has served in a regularly constituted police department as a  
5 policeman, or police patrol driver or police operator, police dog catcher or police

6 *kennelman or policewoman or police matron* and a member of the police force  
 7 thereof, and contributed to the Police Pension Fund for such time as he or she  
 8 has been in the service of such police department as a policeman, or police patrol  
 9 driver or police operator or police dog catcher or police *kennelman or police*  
 10 *woman or police matron*; the intention being that all policemen or police patrol  
 11 drivers or police operators, police dog catchers or police *kennelmen* who have so  
 12 contributed to the police pension fund (their widows and children entitled  
 13 thereto) *and all policewomen and all police matrons* shall be entitled to any of the  
 14 benefits of any pension law in force and effect when this Act, in cities within its  
 15 terms, shall supersede an Act entitled, "An Act to provide for the setting apart  
 16 formation and disbursement of a police pension fund in cities, villages and incor  
 17 porated towns," approved April 29, 1887, in force July 1, 1887, as subsequently  
 18 amended.

Sec. 9. Said pension fund shall consist of amounts of two and one-half  
 2 (2½%) per cent, retained or deducted by the comptroller of any such city from  
 3 the salary or wages payable monthly to each policeman and such other sums as  
 4 are hereinafter referred to.

5 It shall be the duty of the Superintendent of Insurance of the State of Illinois  
 6 to determine the amount of money necessary to be provided annually for the  
 7 purpose of:

8 (A) Paying pensions granted under the Act superseded by this Act.

9 (B) Paying pensions to policemen (their widows and children entitled  
 10 thereto), members of the police force, prior to January 1, 1916; and

11 (C) Establishing and maintaining a reserve fund for the payment of pen  
 12 sions to policemen (their widows and children) becoming members of the police  
 13 force subsequent to January 1, 1916.

14 Such Superintendent of Insurance shall report his findings to the board on  
 15 or before the first day of November of each year, beginning November 1, 1917.

16 The Board shall certify to the city council of such city, on or before the first  
 17 day of December, annually, beginning December 1, 1917.

18 First. The assets in their custody at such time.

19 Second. The estimated receipts during the next succeeding year (from  
20 January 1st to December 31st) from deductions from the salary of policemen, as  
21 hereinabove provided, and from all other sources.

22 Third. The estimated amount required during said period for:

23 (A) Paying pensions granted under the Act superseded by this Act.

24 (B) Paying pensions to policemen (their widows and children entitled  
25 thereto) members of the police force prior to January 1, 1916, and

26 (C) Establishing and maintaining a reserve fund for the payment of pen  
27 sions to policemen (their widows and children) becoming members of the police  
28 force subsequent to January 1, 1916.

29 It shall be lawful for any such city to levy a tax of not more than *one and*  
30 *five-tenths* of a mill on the dollars on all taxable property of such city in such  
31 sum as will, when added to the deductions from the salary or wages of police-  
32 men and receipts available from other sources, as hereinbefore referred to,  
33 amount to sufficient income to meet the actual requirements above referred to  
34 and designated (A), (B) and (C). Said taxes shall be levied and collected in  
35 like manner with the general taxes of such city and the fund arising therefrom  
36 shall be known as "Police Pension Fund;" which said tax shall be in addition to  
37 all other taxes which such city is now or hereafter may be authorized to levy upon  
38 the aggregate valuation of all property within such city, and the county clerk of  
39 the county in which such city is located in reducing tax levies under the provi-  
40 sions of an Act entitled, "An Act concerning the levy and extension of taxes,"  
41 approved May 9, 1901, in force July 1, 1901, as subsequently amended, shall not  
42 consider the tax for said police pension fund authorized by this Act as a part of  
43 the general tax levy for city purposes, and shall not include the same in the limit-  
44 ation of three per cent of the assessed valuation upon which taxes are required  
45 to be extended.

46 The city council of such city shall thereafter annually include and appro-  
47 priate from such fund in the appropriation bill such sum or sums of money as

48 may be necessary to meet the annual requirements above referred to and design-  
49 nated (A), (B) and (C).

50 Should there be insufficient funds to meet the requirements of this Act dur-  
51 ing any year, such city may issue and dispose of tax anticipation warrants as  
52 provided by law against the tax levy for the current fiscal year.

53 In the event that such city shall, during any year fail, neglect or refuse to  
54 provide for the levy and collection of the aforesaid tax, then there shall be set  
55 apart annually from the revenue collected or received by such city from licenses  
56 issued by such city authorizing persons and corporations to engage in any busi-  
57 ness, profession or occupation within the corporate limits of such city, excepting  
58 public utilities, a sum which, when added to the deductions from the salary or  
59 wages of policemen above referred to and receipts available from other sources,  
60 will amount to a sufficient income to meet the annual requirements above referred  
61 to and designated (A), (B) and (C).

62 All moneys collected by taxation or from licenses, as the case may be, shall  
63 be transferred to the board as hereinafter provided, and any excess remaining  
64 at the end of the fiscal year in the possession of said board shall be credited to the  
65 fund for the ensuing year; any deficit shall be provided for during such ensuing  
66 year.

67 All moneys, bonds or assets of any nature and description in the possession  
68 of the board of trustees of the Police Pension Fund of any city having a popula-  
69 tion exceeding two hundred thousand inhabitants included in the Act which is  
70 superseded by this Act, or to which such board may be by law entitled, shall, upon  
71 the taking effect of this Act, become the property of the board of trustees of the  
72 Police Pension Fund hereby created; whereupon said board first above referred  
73 to shall be and hereby is dissolved and abrogated: *Provided, however,* that all  
74 revenue which said board so abrogated would have been by law entitled to  
75 between June 30, 1915, and January 1, 1916, had not this Act become operative,  
76 shall be paid to and become the property of said board of trustees hereby created  
77 for the uses and purposes herein set forth: *And, provided, further,* that all



78 legal proceedings instituted by, or in the name of, or against said board, shall be  
79 continued without abatement either in the name of said board or in the name by  
80 which they are instituted and concluded.

81 Said board shall submit a report, at least one each year, to the Superin-  
82 tendent of Insurance of this State, and the said Superintendent of Insurance  
83 shall prescribe the form of such reports, the matter which they shall contain, and  
84 the time when they shall be submitted, and said Superintendent of Insurance  
85 shall report the information so submitted, or a comprehensive summary thereof,  
86 to the Governor of this State at least once each year. The said Superintendent of  
87 Insurance shall also prescribe a system of records and accounting to be used in  
88 the management of this fund.







- 1 Introduced by Mr. Brinkman, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend Sections 3 and 9 of an Act entitled, "An Act to provide for the setting apart, formation and disbursement of a Police Pension Fund in cities having a population exceeding two hundred thousand inhabitants," approved June 29, 1915, in force July 1, 1915, as subsequently amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 3 and 9 of an Act entitled, "An  
3 Act to provide for the setting part, formation and disbursement of a Police Pen-  
4 sion Fund in cities having a population exceeding two hundred thousand inhabi-  
5 tants," approved June 29, 1915, in force July 1, 1915, as subsequently amended,  
6 are amended to read as follows:

Sec. 3. Whenever any person shall have been or shall hereafter be appointed  
2 and sworn as a probationary or regular policeman in any such city, and shall have  
3 served for a period of twenty (20) years or more as such policeman in the police  
4 force of any such city, or where the combined years of service of such person in  
5 the police department and fire department of any such city shall aggregate

6 twenty (20) years or more, in either such case when such person shall have  
 7 arrived at the age of fifty (50) or more years he may make application to said  
 8 board for retirement, and said board shall order and direct that such policeman,  
 9 after his retirement from the police force, shall be paid a yearly pension:

10 (A) Equal to one-half of the amount of the salary attached to the rank  
 11 which he may have held in said police force for one year immediately prior to the  
 12 time of his retirement from the police force: *Provided, however,* that the maxi-  
 13 mum sum for such pension shall not exceed the sum of one thousand three hun-  
 14 dred (\$1,300.00) dollars per annum to any person who retires as general super-  
 15 intendent of police, or one thousand one hundred fifty (\$1,150.00) dollars per  
 16 annum to any person who retires as first deputy superintendent of police, \* \* \*  
 17 and for all other persons retiring a sum not exceeding one thousand one hun-  
 18 dred (\$1,100.00) dollars and the minimum be not less than six hundred (\$600.00  
 19 dollars per annum, and notwithstanding any provision contained in this Act or  
 20 the Act to which this is an amendment, the pension to be paid from and after the  
 21 date of the passage of this Act to any person occupying the position of officer  
 22 of captain of police or a position or office superior in rank thereto, who has been  
 23 heretofore retired, voluntarily, from the department and is now receiving the  
 24 benefits of the Act to which this is an amendment and of this Act, shall be one  
 25 thousand (\$1,000.00) dollars per annum.

26 (B) After the death of any such policeman, his widow, in case the mar-  
 27 riage of such policeman shall have taken place more than one year prior to the  
 28 time a pension is granted him hereunder, shall receive a pension of fifty (\$50.00)  
 29 dollars per month and an additional sum of ten (\$10.00) dollars per month for  
 30 each of his children under eighteen (18) years of age. Should any such child  
 31 cease attending school between the age of fourteen (14) and eighteen (18), the  
 32 aforesaid sum shall be reduced to five (\$5.00) per month.

33 Should any policeman pensioned hereunder leave no widow surviving him, or  
 34 should his widow die before his children arrive at the age of eighteen (18) years,  
 35 each child shall receive, while regularly attending school, the sum of fifteen

36 dollars per month. Pensions paid to children shall cease as to any such child  
37 upon his or her arriving at the age of eighteen (18) years.

38 Any such policeman of any such city who shall have served as aforesaid for  
39 a period of twenty (20) years and who has not yet reached the age of fifty (50)  
40 years may make application to said board for retirement, and any such police-  
41 man may retire forthwith. In case such policeman shall make monthly contribu-  
42 tions to the pension fund of a sum equal to twice the amount deducted from his  
43 wages under Section 9 hereof, the said board shall order and direct that upon  
44 said policeman arriving at the age of fifty (50) years he be paid the amount speci-  
45 fied aforesaid under the paragraph designated "A," and that upon his death,  
46 either before or after his arriving at the age of fifty (50) years, his widow or  
47 children be paid the amount specified aforesaid under the paragraph designated  
48 "B," subject to the limitations therein contained. *Notwithstanding any provi-*  
49 *sion contained in this Act or the Act to which it is an amendment, any person*  
50 *who shall have complied with all the terms and conditions of any Police Pension*  
51 *Fund Act, which may have been enacted and was in force and effect and having*  
52 *retired and made application for and was granted a pension under the law in exist-*  
53 *ence at the time of such retirement, and had not yet reached the age of fifty (50)*  
54 *years, January 1, 1921, shall be deemed to have a vested right in such Police*  
55 *Pension Fund from the date such person made application therefor as provided*  
56 *by the law in existence and in force and effect at the time of such person's retire-*  
57 *ment, the intention being that this amendment shall be retrospective, as well as*  
58 *prospective in its operation.*

Sec. 9. Said Pension Fund shall consist of amounts of two and one-half  
2 (2½%) per cent, retained or deducted by the comptroller of any such city from  
3 the salary or wages payable monthly to each policeman and such other sums as  
4 are hereinafter referred to.

5 It shall be the duty of the Superintendent of Insurance of the State of Illi-  
6 nois to determine the amount of money necessary to be provided annually for the  
7 purpose of;



8 (A) Paying pensions granted under the Act superseded by this Act.

9 (B) Paying pensions to policemen (their widows and children entitled  
10 thereto), members of the police force, prior to January 1, 1916; and

11 (C) Establishing and maintaining a reserve fund for the payment of pen-  
12 sions to policemen (their widows and children) becoming members of the police  
13 force subsequent to January 1, 1916.

14 Such Superintendent of Insurance shall report his findings to the board or  
15 or before the first day of November of each year, beginning November 1, 1917.

16 The board shall certify to the city council of such city, on or before the first  
17 day of December, annually, beginning December 1, 1917.

18 First. The assets in their custody at such time.

19 Second. The estimated receipts during the next succeeding year (from  
20 January 1st to December 31st) from deductions from the salary of policemen, as  
21 hereinabove provided, and from all other sources.

22 Third. The estimated amount required during said period for:

23 (A) Paying pensions granted under this Act superseded by this Act.

24 (B) Paying pensions to policemen (their widows and children entitled  
25 thereto) members of the police force prior to January 1, 1916, and

26 (C) Establishing and maintaining a reserve fund for the payment of pen-  
27 sions to policemen (their widows and children) becoming members of the police  
28 force subsequent to January 1, 1916.

29 It shall be lawful for any such city to levy a tax of not less than a *mill and*  
30 *one-half* on the dollar on all taxable property of such city in such sum as will,  
31 when added to the deductions from the salary or wages of policemen and re-  
32 ceipts available from other sources, as hereinbefore referred to, amount to suffi-  
33 cient income to meet the actual requirements above referred to and designated  
34 (A), (B) and (C). Said taxes shall be levied and collected in like manner with  
35 the general taxes of such city and the fund arising therefrom shall be known as  
36 "Police Pension Fund;" which said tax shall be in addition to all other taxes  
37 which such city is now or hereafter may be authorized to levy upon the aggregate



38 valuation of all property within such city, and the county clerk of the county in  
39 which such city is located in reducing tax levies under the provisions of an Act  
40 entitled, "An Act concerning the levy and extension of taxes," approved May  
41 9, 1901, in force July 1, 1901, as subsequently amended, shall not consider the  
42 tax for said police pension fund authorized by this Act as a part of the general  
43 tax levy for city purposes, and shall not include the same in the limitation of  
44 three per cent of the assessed valuation upon which taxes are required to be  
45 extended.

46 The city council of such city shall thereafter annually include and appro-  
47 priate from such fund in the appropriation bill such sum or sums of money as  
48 may be necessary to meet the annual requirements above referred to and desig-  
49 nated (A), (B) and (C).

50 Should there be insufficient funds to meet the requirements of this Act dur-  
51 ing any year, such city may issue and dispose of tax anticipation warrants as pro-  
52 vided by law against the tax levy for the current fiscal year.

53 In the event such city shall during any year fail, neglect or refuse to provide  
54 for the levy and collection of the aforesaid tax, then there shall be set apart  
55 annually from the revenue collected or received by such city from licenses issued  
56 by such city authorizing persons and corporations to engage in any business,  
57 profession or occupation within the corporate limits of such city, excepting public  
58 utilities, a sum which, when added to the deductions from the salary or wages of  
59 policemen above referred to and receipts available from other sources, will  
60 amount to a sufficient income to meet the annual requirements above referred  
61 to and designated (A), (B) and (C).

62 All moneys collected by taxation or from licenses, as the case may be, shali  
63 be transferred to the board as hereinafter provided, and any excess remaining  
64 at the end of the fiscal year in the possession of said board shall be credited to  
65 the fund for the ensuing year; any deficit shall be provided for during such  
66 ensuing year.

67 All moneys, bonds or assets of any nature and description in the possession  
68 of the board of trustees of the Police Pension Fund of any city having a popula-  
69 tion exceeding two hundred thousand (200,000) inhabitants included in the Act  
70 which is superseded by this Act, or to which such board may be by law entitled,  
71 shall, upon the taking effect of this Act, become the property of the board of  
72 trustees of the Police Pension Fund hereby created; whereupon said board first  
73 above referred to shall be and hereby is dissolved and abrogated: *Provided,*  
74 *however,* that all revenue which said board so abrogated would have been by law  
75 entitled to between June 30, 1915, and January 1, 1916, had not this Act become  
76 operative, shall be paid to and become the property of said board of trustees  
77 hereby created for the uses and purposes herein set forth: *And, provided, fur-*  
78 *ther,* that all legal proceedings instituted by, or in the name of, or against said  
79 board, shall be continued without abatement either in the name of said board or  
80 in the name by which they are instituted and concluded.

81 Said board shall submit a report, at least once each year, to the Superin-  
82 tendent of Insurance of this State, and the said Superintendent of Insurance  
83 shall prescribe the form of such reports, the matter which they shall contain, and  
84 the time when they shall be submitted, and said Superintendent of Insurance  
85 shall report the information so submitted, or a comprehensive summary thereof,  
86 to the Governor of this State at least once each year. The said Superintendent of  
87 Insurance shall also prescribe a system of records and accounting to be used in  
88 the management of this fund.

89 All Acts and parts of Acts in conflict herewith are hereby repealed.

90 Whereas an emergency exists, therefore, this Act shall take effect from and  
91 after its passage and approval.

- 1 Introduced by Mr. Cruden (by request), March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

## A BILL

For an Act to amend Section 22 of the "Motor Vehicle Law," approved June 30, 1919, in force January 1, 1920, and to add Section 24a thereto.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 22 of the "Motor Vehicle Law," approved June 30, 1919, in force January 1, 1920, is amended and Section 24a is added thereto, the amended and added sections to read as follows:

Sec. 22. No person shall drive a vehicle of the First Division as described in Section 2 of this Act, upon any public highway in this State at a speed greater than is reasonable and proper, having regard to the traffic and the use of the way or so as to endanger the life or limb or injure the property of any person. If the rate of speed of any motor vehicle or motor bicycle of said First Division, operated upon any public highway in this State where the same passes through the closely built up business portions of any incorporated city, town or village exceeds ten (10) miles an hour, or if the rate of speed of any such motor vehicle or motor bicycle operated on any public highway in this State where the same

10 passes through the residence portions of any incorporated city, town or village  
11 exceeds fifteen (15) miles an hour, or if the rate of speed of any such motor  
12 vehicle or motor bicycle operated on any public highway in this State outside the  
13 closely built up business portions and the residence portions within any incor-  
14 porated city, town or village exceeds twenty (20) miles an hour or upon any  
15 public highway outside of the limits of an incorporated city, town or village, if  
16 the rate of speed exceeds *twenty-five (25)* miles an hour, such rates of speed  
17 shall be *prima facie* evidence that the person operating such motor vehicle or  
18 motor bicycle is running at a rate of speed greater than is reasonable and proper  
19 having regard to the traffic and the use of the way or so as to endanger the life  
20 or limb or injure the property of any person. If the rate of speed of any such  
21 motor vehicle or motor bicycle operated on any public highway in this State in  
22 going around a corner or curve in a highway where the operator's view of the  
23 road traffic is obstructed exceeds six (6) miles an hour, such rate of speed shall  
24 be *prima facie* evidence that the person operating such motor vehicle or motor  
25 bicycle is running at a rate of speed greater than is reasonable having regard to  
26 the traffic and the use of the way, or so as to endanger the life or limb or injure  
27 the property of any person.

Sec. 24a. *No person shall drive upon a public highway of this State, a motor  
2 vehicle which is not equipped with an apparatus or device which will prevent  
3 the motor vehicle from attaining a speed of more than twenty-five (25) miles per  
4 hour. Any person who violates this Section is guilty of a misdemeanor and shall  
5 be fined not less than one hundred dollars (\$100.00) and not more than one thou-  
6 sand dollars (\$1,000.00).*

7 *The Secretary of State shall revoke the certificate of registration or license  
8 of any person who violates this Section and shall not issue another certificate of  
9 registration or license to such person within the year in which such violation  
10 occurs.*





- 1 Introduced by Mr. Cruden, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to add Section 1a to "An Act to prevent and punish the desecration, mutilation or improper use of the flag of the United States of America," approved May 25, 1907, in force July 1, 1907.

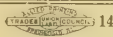
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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 1a is added to "An Act to prevent and punish the desecration, mutilation or improper use of the flag of the United States of America," approved May 25, 1907, in force July 1, 1907, the added section to read as follows:

Sec. 1a. *Any participant, referee or other official in a prize fight, boxing match, wrestling match or other athletic contest, who appears before the public or any assemblage of persons wearing any flag, standard, color or ensign of the United States as a belt or as a part of his costume, is guilty of a misdemeanor and shall be fined not less than ten dollars (\$10.00) nor more than one hundred dollars (\$100.00) or imprisonment in the county jail for not less than thirty days or both fined and imprisoned.*







- 1 Introduced by Mr. Gregory, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act in relation to plan commissions in cities, villages and incorporated towns.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Any city, village or incorporated town  
3 shall have the power to provide for the creation of a plan commission. Such  
4 commission shall consist of a chairman and such number of other members  
6 appointed in such manner and serving for such terms as such city, village or  
5 incorporated town may by ordinance prescribe, except that the mayor of any such  
7 city or the president of the board of trustees of any such village or incorporated  
8 town, and the president of the board of local improvements shall be members  
9 *ex-officio* of any such commission. If in any city, village or incorporated town  
10 which shall provide for the creation of a plan commission, there shall be in exist-  
11 ence at the time a commission authorized to act as a zoning commission, such com-  
12 mission in the discretion of the council or board of trustees, may but need not, be  
13 designated as the plan commission hereunder. Any plan commission now exist-  
14 ing and officially recognized by the council or board of trustees in any city, vil-  
15 lage or incorporated town, may exercise all the powers conferred upon plan com-

missions by this Act as fully as if it had been created hereunder, but if any changes in the membership of such plan commission are necessary to bring it into conformity with this section, such changes shall be made.

Sec. 2. Every plan commission authorized by this Act shall have power as follows:

1. To prepare and recommend to the council or board of trustees (as the case may be) a comprehensive plan of public improvements looking to the present and future development of the municipality, such plan after its adoption by the council or board of trustees to be known as the official plan of such city, village or incorporated town. Such commission may thereafter from time to time recommend any changes in such official plan. Such plan may include reasonable requirements in reference to streets, alleys and public grounds in unsubdivided lands within the corporate limits and in contiguous territory outside of and distant not more than one and one-half miles from such limits, and not included in any city, village or incorporated town, such requirements to be effective whenever such lands shall be subdivided after the adoption of such plan.

2. To prepare and recommend to the council or board of trustees from time to time, plans for specific improvements in pursuance of such official plan.

3. To give aid to the officials of the city, village or incorporated town charged with the direction of projects for improvements embraced within the official plan, to further the making of such improvements, and generally to promote the realization of the official plan.

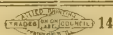
4. To exercise such other powers germane to the powers granted by this Act as may be conferred by the city council or board of trustees.

Sec. 3. No map or plat of any subdivision presented for record, affecting land within the corporate limits of any city, village or incorporated town which has adopted heretofore or shall adopt hereafter an official plan in the manner prescribed in this Act, or in contiguous territory outside of and distant not more

5 than one and one-half miles from such limits and not included in any city, village  
6 or incorporated town, shall be entitled to record or shall be valid unless the sub-  
7 division thereon shown, shall provide for streets, alleys and public grounds in  
8 conformity with any requirements applicable thereto of such official  
9 plan.







- 1 Introduced by Mr. Hammond, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Agriculture.

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## A BILL

For an Act to amend an Act entitled, "An Act to prevent the introduction into and the dissemination within this State of insect pests and diseases injurious to the plant products of this State." Filed June 29th, A. D. 1917, and in force July 1st, A. D. 1917, as amended by an Act approved June 28th, A. D. 1919, and in force July 1st, A. D. 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* That an Act entitled, "An Act to prevent  
3 the introduction into and the dissemination within this State of insect pests and  
4 diseases injurious to the plant products of this State," in force July 1st, A. D.  
5 1917, as amended by an Act approved June 28th, A. D. 1919, and in force July  
6 1st, A. D. 1919, be and the same is hereby amended by inserting and adding  
7 thereto the following sections:

Sec. 16a. The provisions of this Act shall not apply to any indigenous tree  
2 or trees in any county of this State unless the same is adopted by the county  
3 board or board of supervisors of such county as herein provided. Upon the hear-

ing and determination of the Department of Agriculture, as herein provided, that any such indigenous tree or trees come within the meaning of this Act, and is not essential to the welfare of the people of this State, the county board or board of supervisors, may adopt this Act and make the same applicable to such tree or trees, upon the petition of one hundred freeholders of such county, notice of the hearing of such petition being given by publication in some newspaper published in said county for three successive weeks; appeals from the decision of such board may be taken to the circuit court separately or jointly by any person or persons interested, if prayed for at the time of such hearing, upon the terms and conditions fixed by the board; provided that such appeal be perfected within twenty days from such hearing; and it shall be the duty of the County Clerk to notify the State Board of Agriculture of such appeal within ten days after such appeal is perfected, and to mail to the Department of Agriculture a copy of the publication of the notice of the time and place of the presentation of such petition within five days after the first publication thereof; and provided, that appeals may be taken from the circuit court, separately or jointly as aforesaid, in the manner as now provided by law in common law cases.

Sec. 16b. If this Act be adopted as to such indigenous tree or trees, in any county, as herein provided, any owner or owners finding objection to the decision of the said Department of Agriculture as to such indigenous tree or trees and the order of destruction thereof, may, separately or jointly, appeal from said order to the circuit court of the county in which said trees are located, but said appeal must be taken within twenty days from the date upon which the notice to destroy the same is served upon him or them. Notice in writing of said appeal must be filed with the clerk of said court who shall forthwith transmit a copy thereof to the State Department of Agriculture. The filing of said notice shall act as a stay of the proceedings of the State Department of Agriculture until it is heard and decided. The Circuit Court, in regular session, shall thereupon hear the objections, and is hereby authorized to pass upon all questions involved, and

13 determine the amount of damages, if any, which will be incurred by the owner or  
14 owners in case such trees are destroyed, and the costs incurred or to be incurred  
15 in cutting down and removing such trees; upon the question of damages either  
16 party shall be entitled to have the question of damages tried by a jury. If the  
17 court should find any damages or expenses sustained, he shall order the amount  
18 so ascertained to be paid to the owner by the treasurer of the county out of the  
19 general fund of the county, upon there being filed with said treasurer a certified  
20 copy of the order of said Circuit Court: *Provided, however,* that the damages  
21 and said expense may be, by and with the consent of the county board, or board  
22 of supervisors, agreed upon, and an order issued for the payment thereof out of  
23 the county treasury. Appeals may be taken from the judgment of the Circuit  
24 Court as is now provided by law in common law cases.

Sec. 16c. It shall be the duty of the owner or the owners of such indigenous  
2 trees, to destroy such trees within sixty days after the final ascertainment of  
3 such damages and expenses, either by agreement or by adjudication as afore-  
4 said, and upon a failure so to do such owner or owners will be deemed guilty of  
5 misdemeanor and upon conviction shall be fined in any sum not to exceed two  
6 hundred dollars.

Sec. 16d. If in the judgment of the Department of Agriculture or the court  
2 in case of appeal it is practical to treat such indigenous tree classed as an orna-  
3 mental tree and standing and growing in any yard, cemetery, or private or  
4 public park, which is infected with plant disease, in such way as to render them  
5 harmless then the same shall not be destroyed, but the Department of Agricul-  
6 ture or the court in case of appeal shall order treatment to be made by the owner  
7 or owners of such tree or the person in control thereof and may appoint an agent  
8 to give such treatment. The Department of Agriculture shall prescribe the char-  
9 acter of the treatment. Any one whose duty it is to give such treatment, and who  
10 agrees to do so and afterwards fails or refuses so to do, or not having so agreed  
11 shall refuse to permit such agent to give the treatment shall be guilty of a mis-  
12 demeanor and on conviction shall be fined not exceeding two hundred dollars.





- 1 Introduced by Mr. Healy, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Public Utilities and  
Transportation.

## A BILL

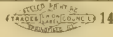
For an Act to add Section 20a to "An Act in relation to fencing and operating rail roads," approved March 31, 1874, in force July 1, 1874, as amended.

SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly: Section 20a is added to "An Act in relation to fencing and operating railroads," approved March 31, 1874, in force July 1, 1874, as amended, the added section to read as follows:*

Sec. 20a. *After July 1, 1924, no railroad or railway company shall use any car for the transportation of passengers within this State, which is built of any material other than steel. The number of passenger cars built of material other than steel in use by any railroad or railway company in this State on July 1, 1921, shall be reduced before July 1, 1922, thirty-three and one-third per cent (33 1-3%), and before July 1, 1923, sixty-six and two-thirds per cent (66 2-3%). For each day that any one passenger car which is not built of steel, is operated on a railroad or railway within this State, in violation of this section, the railroad or railway company operating such car shall be fined not less than one hundred dollars (\$100.00), nor more than five hundred dollars (\$500.00).*







- 1 Introduced by Mr. Kauffman, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Efficiency and Economy.

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## A BILL

For an Act to amend Sections 6, 7, 13, 49 and 50 of "An Act in relation to the Civil Administration of the State government and to repeal certain Acts therein named," approved March 7, 1917, in force July 1, 1917, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 6, 7, 13, 49 and 50 of "An Act  
3 in relation to the Civil Administration of the State government and to repeal  
4 certain Acts therein named," approved March 7, 1917, in force July 1, 1917, as  
5 amended, are mended to read as follows:

Sec. 6. Advisory and non-executive boards, in the respective departments,  
2 are created as follows:

3 IN THE DEPARTMENT OF AGRICULTURE:

4 A board of agriculture advisors, composed of fifteen persons, and a board of  
5 State Fair advisors, consisting of nine persons, not more than three of whom  
6 shall be appointed from any one county.

7 IN THE DEPARTMENT OF LABOR:

8 A board of Illinois free employment office advisers, composed of five  
9  $8\frac{1}{2}$  persons;

10 A board of local Illinois free employment office advisers for each free em-  
11 ployment office, composed of five persons on each local board.

12 IN THE DEPARTMENT OF PUBLIC WORKS:

13 A board of art advisers, composed of eight persons;

14 A board of water resource advisers, composed of five persons;

15 A board of highway advisers, composed of five persons;

16 *The State Park Board, composed of five persons.*

17 IN THE DEPARTMENT OF PUBLIC WELFARE:

18 A board of public welfare commissioners, composed of five persons.

19 IN THE DEPARTMENT OF PUBLIC HEALTH:

20 A board of public health advisers, composed of five persons.

21 IN THE DEPARTMENT OF REGISTRATION AND EDUCATION:

22 A board of natural resources and conservative advisers, composed of  
23 seven persons;

24 A board of State museum advisers, composed of five persons;

25 The immigrants commission, composed of five members, one of whom shall  
26 be the director of the Department of Registration and Education.

The members of each of the above named boards shall be officers.

Sec. 7. One food standard officer shall be a representative of the Illinois  
2 food manufacturing industries and the other shall be an expert food chemist of  
3 known reputation.

4 The fifteen agricultural advisers shall be persons engaged in agricultural  
5 industries, not excluding representatives of the agricultural press and of the  
6 State Agricultural Experiment Station.

7 Of the five industrial officers, two shall be representative citizens of the  
8 employing class operating under the Workmen's Compensation Act, two shall  
9 be representative citizens chosen from among the employees operating under

10 such Act, and the other shall be a representative citizen not identified with either  
11 the employing or employee classes.

12 Of the five Illinois free employment office advisers, two shall be represen-  
13 tatives of employers, two representatives of organized labor, and one represe-  
14 tative citizen who is neither an employer or an employee.

15 The five local Illinois free employment office advisers shall have the same  
16 qualifications as the Illinois free employment office advisers.

17 The director of mines and minerals shall be a person thoroughly conversant  
18 with the theory and practice of coal mining, but who is not identified with  
19 either coal operators or coal miners. Of the four mine officers, two shall be  
20 coal operators and two shall be practical coal miners.

21 Each of the three miners' examining officers shall have had at least five  
22 years' practical and continuous experience as a coal miner and have been ac-  
23 tually engaged as a coal miner in this State continuously for twelve months  
24 next preceding his appointment, and no one of whom shall hold any lucrative  
25 public office, Federal, State or municipal.

26 Of the eight art commissioners, two shall be painters, two sculptors, two  
27 architects, and two neither painters, sculptors nor architects.

28 The director of public health shall be a person licensed to practice medicine  
29 and surgery in this State and shall have had at least five years' practical ex-  
30 perience in the practice of medicine and surgery in this State and at least six  
31 years' practical experience in public health work.

32 The assistant director of public health shall be a person licensed to practice  
33 medicine and surgery in this State and shall have had at least five years' prac-  
34 tical experience in the practice of medicine and surgery and at least three  
35 years' practical experience in public health work.

36 No public utility commissioner or employer of the public utility commis-  
37 sion shall be in the employ of or hold any official relation to any corporation  
38 or person subject in whole or in part to regulation by the commission nor shall  
39 he hold stocks or bonds in any such corporation or be in any other manner pe-

40 cuniarly interested therein, directly or indirectly, and if any public utility com-  
 41 missioner or employee shall voluntarily become so interested, his office or em-  
 42 ployment shall *ipso facto* become vacant, and if any public utility commissioner  
 43 or employee becomes so interested otherwise than voluntarily, he shall, within  
 44 a reasonable time, divest himself of such interest.

45 The chief grain inspector shall be a person who is not interested, either  
 46 directly or indirectly, in any warehouse in this State, and who is not a member  
 47 of the board of trade.

48 Neither the director, assistant director, superintendent of registration, nor  
 49 any other executive and administrative officer in the department of registra-  
 50 tion and education shall be affiliated with any college or school of medicine,  
 51 pharmacy, dentistry, nursing, optometry, embalming, barbering, veterinary  
 52 medicine and surgery, architecture, or structural engineering, either as teacher,  
 53 officer or stockholder, nor shall he hold a license or certificate to exercise or  
 54 practice any of the professions, trades or occupations regulated.

55 No more than two members of the normal school board shall be residents  
 56 of any one congressional district.

57 The board of natural resources and conservation shall be composed of the  
 58 director of registration and education, who shall be *ex officio* chairman thereof,  
 59 the president of the University of Illinois or his representative, and one expert  
 60 each in biology, geology, engineering, chemistry and forestry, qualified by ten  
 61 years' experience in practicing or teaching their several professions.

62 The board of State museum advisers shall be composed of one expert each  
 62 in botany, ethnology, zoology, manufacture and museum administration.

63 *The State Park board shall be composed of five members, one of whom shall*  
 64 *be the forester employed by the Department of Registration and Education in*  
 65 *the Division of Natural History Survey. The other four members shall be*  
 66 *selected without regard to political affiliations and, so far as possible, one shall*  
 67 *be from the northern district of the State, one from the eastern, one from the*  
 68 *southern and one from the western.*



Sec. 13. Each officer whose office is created by this Act, except as other-

wise specifically provided for in this Act, shall hold office for a term of four years from the second Monday in January next after the election of a Governor, and until his successor is appointed and qualified.

Three members of the normal school board first appointed shall hold office until the second Monday in January, A. D. 1919, three until the second Monday in January, A. D. 1921, and three until the second Monday in January, A. D. 1923. After the expiration of the terms of office of those first appointed, their respective successors shall hold office for a term of six years.

Of the tax commissioners first appointed, one shall be appointed for a term of six years, one for a term of four years, and one for a term of two years from the first day of July, A. D. 1919. Thereafter as the respective terms of office expire their respective successors shall hold office for a term of six years.

*Of the four appointive members of the State Park Board first appointed, two shall hold office until the second Monday in January, 1923, and two until the second Monday in January, 1924. Thereafter appointive members of the board shall hold office for a term of four years or until their successors are appointed and qualified.*

Sec. 49. The Department of Public Works and Buildings shall have power:

1. To exercise the rights, powers and duties vested by law in the State highway department, the State highway commission, the chief State highway engineer, the assistant State highway engineer, and other officers and employees of the State highway service;

2. To exercise the rights, powers and duties vested by law in "The Canal Commissioners," their officers and employees;

3. To exercise the rights, powers and duties vested by law in the rivers and lakes commission of Illinois, its officers and employees;

4. To exercise the rights, powers and duties vested by law in the Illinois waterway commission, its secretary, chief engineers, its other officers and employees;

13        5. To exercise the rights, powers and duties vested by law in the Fort  
14 Massac trustees, their officers and employees;

15        6. To exercise the rights, powers and duties vested by law in the Lincoln  
16 homestead trustees, their officers and employees;

17        7. To exercise the rights, powers and duties vested by law in the board of  
18 commissioners of and for the Lincoln monument grounds, its officers and em-  
19 ployees;

20        8. To exercise the rights, powers and duties vested by law in the superin-  
21 tendent of printing, his officers and employees;

22        9. To make contracts for and superintend the telegraph and telephone  
23 service for the several departments;

24        10. To purchase and supply all fuel, light, water and other like office and  
25 building services for the several departments, except where the same are now  
26 supplied by the Secretary of State;

27        11. To procure and supply all furniture, general office equipment and  
28 general office supplies (other than stationery and office supplies distributed  
29 through the office of the Secretary of State) needed by the several depart-  
30 ments;

31        12. To procure and supply all clothing, instruments and apparatus, sub-  
32 sistence and provisions for the charitable, penal and reformatory institutions;

33        13. To procure and supply all cots, beds, bedding, general room and cell  
34 equipment, table, kitchen and laundry equipment, agricultural implements, har-  
35 ness, stable and garage supplies, household supplies, periodicals, machinery  
36 and tools, medicines and medical supplies, plumbing, light and engine supplies,  
37 wagons and other vehicles and work shop supplies needed by the several depart-  
38 ments;

39        14. To purchase and supply all necessary tools, machinery, supplies and  
40 materials to be used by the State in or about constructing or maintaining State  
41 highways;

42 15. To prepare or caused to be prepared, general plans, preliminary  
43 sketches and estimates for the public buildings to be erected for any depart-  
44 ment;

45 16. To have general supervision over the erection and construction of  
46 public buildings erected for any department, and over the inspection of all ma-  
47 terials previous to their incorporation into such buildings or work;

48 17. To make contracts for, and supervise the construction and repair  
49 buildings under the control of any department;

50 18. To compare and suggest comprehensive plans for the development of  
51 grounds and buildings under the control of any department;

52 19. To make and provide all drawings, plans, specifications and models.  
53 for the construction and perfection of all systems of sewerage, drainage and  
54 plumbing for the State in connection with the buildings and grounds under the  
55 control of any department;

56 20. To erect, supervise and maintain all public monuments and memorials  
57 erected by the State except where the supervision and maintenance thereof is  
58 otherwise provided by law;

59 21. To lease, for a term not exceeding two years, storage accommoda-  
60 tions for the several departments;

61 22. To lease, for a term not exceeding two years, unproductive and un-  
62 used lands or other property under the control of any department, unless longer  
63 leases thereof are expressly authorized by some law enforced by the department;

64 23. To lease, for a term not exceeding two years office space in buildings  
65 for the use of the several departments;

66 24. To have general supervision and care of store rooms and offices leased  
67 for the use of the departments.

Sec. 50. The advisory and non-executive boards in the department of  
2 public works shall discharge the following advisory powers and functions:

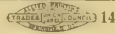
3       The board of art advisors shall advise relative to the artistic character of  
4 State buildings, works and monuments, now or hereafter constructed, and to  
5 any work of a permanent character intended for decoration or commemoration.

6       The board of water resource advisors shall advise relative to riparian  
7 rights of the State, and the conservation, use and development of water  
8 resources;

9       The board of highway advisors shall advise relative to the construction, im-  
10 provement and maintenance of State highways;

11       *The State Park Board shall make investigation of places which are of his-*  
12 *toric or scientific interest or of natural scenic beauty and shall formulate a*  
13 *comprehensive system of State parks, preserves and experiment stations*  
14 *From time to time, the board shall make reports to the Department of Public*  
15 *Works and Buildings and shall recommend the acquisition of such tracts of land*  
16 *as it may deem suitable. The sites selected and recommended by the board*  
17 *shall be situated and adapted to serve the people of the whole State of Illinois.*  
18 *The board shall also investigate and advise the department relative to the im-*  
19 *provement and maintenance of the State parks and preserves.*





- 1 Introduced by Mr. Kauffman, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

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## A BILL

For an Act in relation to state parks and preserves..

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The Department of Public Works and  
3 buildings shall have control, supervision and management of all State parks,  
4 already established or acquired hereafter.

Sec. 2. The department may purchase, lease, receive by donation or de-  
2 vise or take options on tracts of land suitable for public parks, forests, game  
3 and fish preserves, and experiment and investigation stations. The department  
4 may also acquire title by condemnation proceedings in the name of the State of  
5 Illinois under the laws regulating to eminent domain. Such proceedings shall  
6 be conducted by the Attorney General at the request of the department.

Sec. 3. From time to time as tracts of land are acquired, the department  
2 shall establish public parks, public playgrounds, forests, game and fish pre-  
3 serves, and experiment stations. It shall improve and beautify such tracts of



4 land and bodies of water and provide for making them accessible to the general  
5 public by improved highways leading to and driveways within such tracts.

Sec. 4. The tracts of land acquired for the State by the Department shall  
2 be kept in their natural state of beauty and only necessary structures or struct-  
3 ures expressly authorized by law shall be erected therein. State parks and  
4 preserves shall not be operated for pecuniary profit, nor concessions for the use  
5 of them, or any part of them, or of any buildings, be leased or rented to persons  
6 for the carrying on of any business.

Sec. 5. The department shall have all necessary power to secure the prop-  
2 er control and policing of the State parks and preserves and shall take all neces-  
3 sary measures for the preservation of State property. It shall appoint such  
4 custodians and park police as it may deem necessary, and shall make reasonable  
5 rules for the regulation of the use of such State parks by the public. Regulations  
6 and rules for the conduct of the general public may be posted in conspicuous  
7 places in the State parks.

Sec. 6. Whoever:

- 2 1. Wilfully destroys, injures or defaces a guide-post, sign, fence, enclosure  
3 or structure within a State park or preserve; or
- 4 2. Wilfully destroys, injures or removes a tree, shrub or plant or flower  
5 within a State park or preserve; or
- 6 3. Violates any reasonable regulation adopted by the department and pub-  
7 lished by posting in conspicuous places,
- 8 Is guilty of a misdemeanor and shall be punished by a fine of not less than  
9 five dollars and not more than one hundred dollars or by imprisonment for not  
10 more than three months or by both fine and imprisonment.

Sec. 7. That Sections 1, 2, 5, 6, 7, 8, 8½, 10 and 11 of "An Act in relation  
2 to the acquisition, control, maintenance, improvements and protection of State

3 parks, and making an appropriation to carry into effect the provisions of this  
4 Act", approved June 10, 1911, in force July 1, 1911, as amended, are repealed.

Sec. 8. There is appropriated to the Department of Public Works and  
2 Buildings, the sum of five hundred thousand dollars (\$500,000) for the biennium  
3 commencing July 1, 1921, two hundred and fifty thousand dollars (\$250,000) for  
4 the first year, and two hundred and fifty thousand dollars (\$250,000) for the sec  
5 ond year, for the acquisition and improvement of tracts of land and the estab-  
6 lishment thereon of parks, preserves and experiment stations, as provided in this  
7 Act.

Sec. 9. This appropriation is subject to the provisions of "An Act in rela-  
2 tion to State finance," approved June 10, 1919, in force July 1, 1919.





- 1 Introduced by Mr. Rentchler, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Elections.

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## A BILL

For an Act to amend Section 3 of "An Act to create the office of county auditor in counties under township organization of over seventy-five thousand (75,000) inhabitants and under three hundred thousand (300,000), to provide for his nomination, election, term of office, salary and to define his duties," approved June 10, 1911, in force July 1, 1911.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* Section 3 of "An Act to create the office of county auditor in counties under township organization of over seventy-five thousand (75,000) inhabitants and under three hundred thousand (300,000), to provide for his nomination, election, term of office, salary and to define his duties," approved June 10, 1911, in force July 1, 1911, is amended to read as follows:

Sec. 3. The duties of the county auditor shall be as follows:

- 2 (a) To audit all claims against the county of whatsoever character, and
- 3 recommend to the county board the payment or rejection of all bills presented.

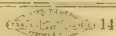
4       (b) It shall also be the duty of said auditor to collect and preserve sta-  
5       tistical information with respect to cost of maintenance of the various institu-  
6       tions of the counties to which this Act applies, such as county farms, county  
7       jails, workhouses and court houses, or any other institution maintained at  
8       county expense.

9       (c) It shall be the duty of the auditor to approve all orders for supplies  
10      issued by the various county officers, before the orders are to be placed with  
11      the parties to whom the same are to be given.

12      (d) It shall be the duty to keep a record of all contracts entered into by  
13      the county board and all authorized county officers, for or on behalf of the  
14      county.

15      (e) It shall be the duty of the county auditor to report to the county  
16      board all fees and emoluments due the county from the various county officers,  
17      as earned, collected or received under *the* performance of *their* duties. *Such*  
18      *report to be made to the county board at the time and to cover the same period*  
19      *in which a report is now, or may hereafter be required by law; to be made, by*  
20      *any such county officer. Such report so made by the county auditor shall fur-*  
21      *ther be compared by him with the report as made by any such county officer,*  
22      *and in case of any discrepancy, errors or differences, or the failure of any*  
23      *county officer to render his report at the time required by law, it shall further*  
24      *be the duty of the county officer to specifically mention such discrepancies,*  
25      *errors or differences, or failure to report, as the case may be, to the county*  
26      *board.*





- 1 Introduced by Mr. James W. Ryan, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Waterways.

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## A BILL

For an Act in relation to the construction, operation and maintenance of a deep water harbor in Lake Calumet, Chicago; in relation to the reclamation, in connection with the construction of such deep water harbor, of submerged lands of the State; granting the submerged and other lands of the State in and around said Lake Calumet to the City of Chicago; and granting to the City of Chicago and to The Sanitary District of Chicago certain powers in relation thereto.

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SECTION 1. *Be it enacted by the People of the State of Illinois, represented in the General Assembly:* A deep water harbor shall be constructed in and near Lake Calumet, in the City of Chicago, with a connection to federal turning basin number five in the Calumet River. Such harbor shall consist of a basin, of slips and of a channel.

Sec. 2. The terms used in this Act shall be construed as follows:

- 2 (a) The term "Harbor" shall refer to "Lake Calumet Harbor".
- 3 (b) The term "Basin" shall refer to "Lake Calumet Harbor Basin", unless the word basin shall be stated to refer to "federal turning basin number
- 5 five."

(c) The term "Channel" shall refer to "Lake Calumet South Channel".

(d) The term "Slips" shall refer to "Lake Calumet Harbor Slips."

Sec. 3. The Lake Calumet Harbor shall be dredged to a depth of not less than minus 21.34 feet Chicago datum. Such harbor shall have a water area of not less than five hundred (500) acres and the area of the basin, forming part of said harbor, shall be not less than two hundred fifty acres (250) acres. The Channel shall be a width of not less than two hundred fifty (250) feet except where crossed by bridges and at such points of crossing the clearance between abutments shall be not less than one hundred sixty (160) feet. The slips shall be a width of not less than two hundred (200) feet.

Sec. 4. There shall be prepared a plan showing the form and location of the harbor and such plan, when prepared, shall be submitted to the Department of Public Works of the State of Illinois for its approval and the approval of such plan by said Department shall, for all purposes, be conclusive evidence that such plan conforms in each and every respect to all the provisions of this Act which relate to area and width.

Sec. 5. The material removed in the dredging of said harbor may be placed on submerged lands of the State in said Lake Calumet.

Sec. 6. There is hereby granted to the City of Chicago all the right, title and interest of the State of Illinois in and to the bed of Lake Calumet and in and to all lands in or adjacent to said Lake which have been artificially made or reclaimed and which before such artificial reclamation formed part of the bed of said Lake Calumet; excepting and reserving however, from the grant hereby made, all lands within Lake Calumet Harbor.

Sec. 7. The City of Chicago may sell and convey or may lease, to any person, for any term of years and with or without option of purchase, or may grant, with or without consideration, to any other municipality, any part or parts or

4 all of the land, or rights in land, which are granted to said City of Chicago by  
5 this Act.

Sec. 8. The acceptance of this grant by the City of Chicago shall impose  
2 upon said City the obligation and duty of constructing such harbor and of main-  
3 taining such harbor to a depth, over the entire area thereof, of not less than  
4 minus twenty-one and thirty-four one-hundredths (21.34) feet Chicago datum.  
5 All moneys which may be received by the City of Chicago from the sale or lease  
6 or from other disposition of the public lands which are hereby granted shall be  
7 credited to an account which shall be known as the Lake Calumet Harbor Fund  
8 and such moneys shall be used only in the construction of such Lake Calumet  
9 Harbor or, after the completion of such construction, in the maintenance of such  
10 harbor and in the construction and maintenance of other harbors or harbor facil-  
11 ities.

Sec. 9. Anywhere along the land or shore side of said harbor there may be  
2 established, within said harbor, spaces for the berthing of boats; which spaces  
3 are hereinafter referred to as berthing-spaces. The City may grant to the user  
4 or owner of the land abutting a berthing-space, the right to use same for berth-  
5 ing purposes and the right to construct over such berthing-space facilities for  
6 the handling of freight and the right of the public to use the waters of Lake Cal-  
7 umet Harbor shall be subservient to the rights granted by the City of Chicago in  
8 such berthing-spaces. No berthing-space shall extend more than one hundred  
9 twenty-five (125) feet from a shore line nor within two hundred (200) feet of  
10 the berthing-space opposite thereto.

Sec. 10. The City of Chicago may use for harbor approaches or streets or  
2 for railroad purposes such portions of the land hereby granted as in the judg-  
3 ment of the City Council of said City shall be necessary or appropriate for the  
4 purpose in this Section enumerated.

Sec. 11. The City of Chicago may use any part of the land hereby granted  
2 for any purposes authorized by an Act entitled, "An Act to enlarge the power of

3 cities and villages in relation to harbors, canals, slips, wharves, docks, levees,  
 4 piers, quaywalls, breakwaters and all harbor structures, facilities, connections,  
 5 improvements and utilities constructed or operated in connection therewith and  
 6 for the purpose of carrying out such power to authorize the acquisition and con-  
 7 demnation of property and to authorize the use, occupation, recovery and acqui-  
 8 sition of artificially made or reclaimed lands of the State and the reclamation  
 9 and acquisition of the submerged lands of the State, and to repeal an Act enti-  
 10 tled, 'An Act to enlarge the power of cities in relation to harbors, canals, wharves,  
 11 docks, piers, slips, and other harbor structures, facilities, improvements and util-  
 12 ities constructed or operated in connection therewith, to authorize the acquisi-  
 13 tion and condemnation of property and the use, occupation, reclamation and ac-  
 14 quisition of the submerged lands of the State in carrying out such power, and to  
 15 repeal all Acts or parts of Acts in conflict therewith,' approved June 10, 1911,  
 16 and to repeal all other Acts or parts of Acts in conflict therewith," approved  
 17 June 23, 1913, in force July 1, 1913, and subsequent amendments and additions  
 18 thereto.

Sec. 12. No right, power or authority which is granted to the City of Chi-  
 2 cago by the Act of 1913, in the preceding Section referred to, shall be abridged  
 3 by any provision of this Act and in any and all instances where there may be a  
 4 question of the breadth of the power granted said City under the Act last re-  
 5 ferred to or under this Act the broader power shall prevail.

Sec. 13. In any and all instances where, prior to the passage of this Act,  
 2 the City of Chicago shall have entered into, and in any and all instances where,  
 3 after the passage of this Act, the City of Chicago shall enter into, in the manner  
 4 and form authorized by said Harbor Act of 1913, an agreement for the acquisi-  
 5 tion of the lands, whether of natural or artificial formation, property or property  
 6 rights, including riparian rights, of any owner or claimant, whether a person or  
 7 corporation, private, public or municipal on the shores of public waters in, upon  
 8 or near which any improvement authorized by said Harbor Act is to be made and



9 also the title of any such owner or claimant to the lands lying beneath, adjacent  
10 to or adjoining such public waters and such agreements relate to lands or rights  
11 in lands in or adjacent to Lake Calumet then, in each such instance, upon the  
12 confirmation by decree of the Circuit Court of such agreement and the confir-  
13 mation by such decree of the boundary line by such agreement established, the  
14 land granted such owner shall pass to such owner as if this Act had not been  
15 passed and all lands or rights in lands passing from such owner to the City of  
16 Chicago shall pass to the City of Chicago as though included in the grant to the  
17 City of Chicago by this Act made.

Sec. 14. The Sanitary District of Chicago is hereby granted the right  
2 to accept from the City of Chicago the grant of land made by this  
3 Act, upon such terms and conditions as may be agreed upon by  
4 the said Sanitary District and said City of Chicago, and in the  
5 event of said municipalities entering into such an agreement the  
6 Sanitary District of Chicago shall have, and conditioned upon the happening of  
7 such an event there is hereby granted to said District, the right, power and  
8 authority to construct, maintain and operate said Lake Calumet Harbor and to  
9 reclaim, use, sell, or lease the lands by this Act granted to the City of Chicago,  
10 and said Sanitary District of Chicago shall receive from said City of Chicago  
11 any and all credit balance in said Lake Calumet Harbor Fund and shall receive,  
12 duly assigned by said City all evidence of indebtedness for unpaid portions of  
13 purchase money from the sale by said City of any lands which are hereby grant-  
14 ed and the said Sanitary District shall credit such money and all moneys there-  
15 after received from such evidences of indebtedness or from the sale, lease or  
16 other disposition of the land hereby granted to a fund to be known as the Lake  
17 Calumet Harbor Fund and shall use said fund for the construction, maintenance  
18 and operation of said Lake Calumet Harbor and for no other purposes. The mu-  
19 nicipality constructing said Harbor may charge to said Lake Calumet Harbor  
20 Fund account any and all disbursements made by such municipality in the con-



21 struction of such harbor or in the acquisition of any lands or rights acquired in  
22 connection with the construction of such harbor.

Sec. 16. If any Section, subdivision, sentence or clause in this Act shall be  
2 held to be invalid, the invalidity thereof shall not effect the remaining parts of  
3 this Act.



- 1 Introduced by Mr. Volz, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to amend Sections 81 and 117 of "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended.

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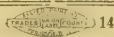
SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 81 and 117 of "An Act to estab-  
3 lish and maintain a system of free schools," approved and in force June 12,  
4 1909, as amended, are amended to read as follows:

Sec. 81. The township treasurer shall pay out no funds of any school dis-  
2 trict except upon an order of the board of directors, signed by the president  
3 and clerk, or by a majority of the board. When an order issued for the wages  
4 of a teacher is presented to the treasurer and is not paid for want of funds,  
5 the treasurer shall endorse it over his signature, "not paid for want of funds,"  
6 with the date of presentation, and shall make and keep a record of such en-  
7 dorsement. Such order shall thereafter *bear* interest at the rate of *six per*  
8 *centum per annum*, until the treasurer shall notify the clerk in writing that he  
9 has funds to pay such order, and the treasurer shall make and keep a record

10 of such notices, and hold the funds necessary to pay such order until it is pre-  
11 sented. Such order shall draw no interest after notice is given to the clerk.

Sec. 117. When there is no money in the treasury of any school district  
2 of this State, whether governed by either or both the General School Law or  
3 any special charter to defray the necessary expenses of the district, the di-  
4 rectors, board of education or board of school inspectors, as the case may be,  
5 may issue warrants against and in anticipation of any taxes levied for the  
6 payment of the necessary expenses of the district, either for educational or for  
7 building purposes, as the case may be, to the extent of seventy-five per cent of  
8 the total amount of the tax so levied. Such warrants shall show upon their  
9 face that they are payable solely from such taxes when collected, and shall be  
10 received by any collector of taxes in payment of the taxes against which they  
11 are issued, and such taxes shall be set apart and held for their payment.

12 Every warrant issued under the provisions of this section shall bear inter-  
13 est, payable only out of the taxes against which it is drawn, at a rate *not*  
14 *exceeding seven per centum* per annum, from the date of its issuance until paid  
15 or until notice shall be given by publication in a newspaper or otherwise, that  
16 the money for its payment is available and that it will be paid on presenta-  
17 tion, unless a lower rate of interest shall be specified therein, in which case  
18 the interest shall be computed and paid at said lower rate.



- 1 Introduced by Mr. Weinshenker, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Sections 22 and 23 of the "Motor Vehicle Law," approved June 30, 1919, in force January 1, 1920, and to add Section 24a thereto.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Sections 22 and 23 of the "Motor Vehicle  
3 Law," approved June 30, 1919, in force January 1, 1920, are amended and Sec-  
4 tion 24a added thereto, the amended and added sections to read as follows:

Sec. 22. No person shall drive a vehicle of the First Division as described  
2 in section 2 of this Act, upon any public highway in this State at a speed  
3 greater than is reasonable and proper having regard to the traffic and the use  
4 of the way or so as to endanger the life or limb or injure the property of any  
5 person. If the rate of speed of any motor vehicle or motor bicycle of said  
6 First Division, operated upon any public highway in this State where the same  
7 passes through the closely built up business portions of any incorporated city,  
8 town or village exceeds ten (10) miles an hour, or if the rate of speed of any  
9 such motor vehicle or motor bicycle operated on any public highway in this

10 State where the same passes through the residence portions of any incorporated  
 11 city, town or village exceeds fifteen (15) miles an hour, or if the rate of speed  
 12 of any such motor vehicle or motor bicycle operated on any public highway in  
 13 this State outside the closely built up business portions and the residence por-  
 14 tions within any incorporated city, town or village exceeds twenty (20) miles  
 15 an hour or upon any public highway outside of the limits of an incorporated  
 16 city, town or village, if the rate of speed exceeds *twenty* (20) miles an hour,  
 17 such rates of speed shall be *prima facie* evidence that the person operating such  
 18 motor vehicle or motor bicycle is running at a rate of speed greater than is rea-  
 19 sonable and proper having regard to the traffic and the use of the way or so  
 20 as to endanger the life or limb or injure the property of any person. If the  
 21 rate of speed of any such motor vehicle or motor bicycle operated on any public  
 22 highway in this State in going around a corner or curve in a highway where  
 23 the operator's view of the road traffic is obstructed exceeds six (6) miles an  
 24 hour, such rate of speed shall be *prima facie* evidence that the person operat-  
 25 ing such motor vehicle or motor bicycle is running at a rate of speed greater  
 26 than is reasonable having regard to the traffic and the use of the way, or so as  
 27 to endanger the life or limb or injure the property of any person.

Sec. 23. The speed of all vehicles of said Second Division, as described in  
 2 section 2 of this Act, shall always be reasonable and safe and be governed, as  
 3 near as may be, by the general requirements of section 22 of this Act, but such  
 4 speed shall not exceed the following rates, to-wit:

5 (1) Vehicles having a gross weight of five thousand (5,000) pounds and  
 6 less, including the weight of the vehicle and maximum load, 20 miles per hour.

7 (2) Vehicles having a gross weight of more than five thousand (5,000)  
 8 pounds and not more than twelve thousand (12,000) pounds, including the  
 9 weight of the vehicle and maximum load, if equipped with pneumatic tires, 20  
 10 miles per hour; if equipped with solid rubber tires, 15 miles per hour.

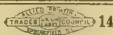


11       (3) Vehicles having a gross weight of more than twelve thousand (12,000)  
12 pounds and not more than fifteen thousand (15,000) pounds, including the  
13 weight of the vehicle and maximum load, if equipped with pneumatic tires, 15  
14 miles per hour; if equipped with solid rubber tires, 12 miles per hour.

15       (4) Vehicles having a gross weight of more than fifteen thousand (15,000)  
16 pounds, including the weight of the vehicle and maximum load, 12 miles per  
17 hour.

      Sec. 24a. *No person shall drive a motor vehicle, which is not equipped*  
2 *with an apparatus or device which will prevent the motor vehicle from attaining*  
3 *a speed of more than twenty (20) miles per hour, upon a public highway in this*  
4 *State. Any person who violates this section is guilty of a misdemeanor and*  
5 *shall be fined not less than fifty dollars (\$50.00) nor more than five hundred*  
6 *dollars (\$500.00).*





- 1 Introduced by Mr. Weinshenker, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act in relation to the sale of soda water and other soft drinks.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* No person shall sell or offer for sale any  
3 soda water or other soft drink in a container that has previously been used in  
4 serving a drink, unless such container has been washed, since last used, in clean  
5 fresh water.  
6 Any person who violates this act is guilty of a misdemeanor and shall be  
7 fined not less than ten dollars (\$10.00) nor more than fifty dollars (\$50.00), or  
8 imprisoned in the county jail for a period not longer than thirty days, or both  
9 fined and imprisoned.





1 Adopted April 12, 1921.

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## AMENDMENT NO. 1.

Amend House Bill No. 315, by striking out all in line 4 and 5 after the word

2 “drink” in line 4.

## AMENDMENT NO. 2.

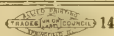
Amend printed House Bill No. 315, by adding after the word “drink” in line

2 3, the words “or ice cream” and by adding the words “or ice cream” after the

3 word “drink” in line 4.







- 1 Introduced by Mr. Devine, March 8, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 6 of "An Act in relation to corporations for pecuniary profit," approved June 28, 1919, in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 6 of "An Act in relation to cor-  
3 porations for pecuniary profit," approved June 28, 1919, in force July 1, 1919,  
4 is amended to read as follows:

Sec. 6. Each corporation organized under this Act shall, subject to the con-  
2 ditions and limitations prescribed by this Act, have the following powers,  
3 rights and privileges:

4 (1) To have succession by its corporate name for the period limited in its  
5 certificate of incorporation, or any amendment thereof;

6 (2) To sue or be sued in its corporate name;

7 (3) To have and use a common seal and alter the same at pleasure;

8 (4) To have a capital stock of such an amount, and divided into shares  
9 with a par value, or without a par value, and to divide such capital stock into

10 such classes, with such preferences, rights, values and interests as may be pro-  
11 vided in the article of incorporation, or any amendment thereof;

12 (5) To acquire, and to own, possess and enjoy so much real and personal  
13 property as may be necessary for the transaction of the business of such cor-  
14 poration, and to lease, mortgage, pledge, sell, convey or transfer the same;

15 (6) To own, purchase or otherwise acquire, whether in exchange for the  
16 issuance of its own stock, bonds or other obligations or otherwise, and to hold  
17 vote, pledge, or dispose of the stocks, bonds and other evidences of indebted-  
18 ness of any corporation, domestic or foreign;

19 (7) To borrow money *subject to the usury laws* of this State and to mort-  
20 gage or pledge its property, both real and personal, to secure the payment  
21 thereof;

22 (8) To elect officers, appoint agents, define their duties and fix their  
23 compensation;

24 (9) To lease, exchange or sell all of the corporate assets with the consent  
25 of two-thirds of all of the outstanding capital stock of the corporation at any  
26 annual meeting or at any special meeting called for that purpose;

27 (10) To make by-laws not inconsistent with the laws of this State for the  
28 administration of the business and interests of such corporation;

29 (11) To conduct business in this State, other states, the District of Co-  
30 lumbia, the territories, possessions and dependencies of the United States and  
31 in foreign countries and to have one or more offices out of this State, and to  
32 hold, purchase, mortgage, and convey real and personal property outside of  
33 this State necessary and requisite to carry out the object of the corporation;

34 (12) In time of war to transact any lawful business in aid of the United  
35 States in the prosecution of war, to make donations to associations and  
36 organizations aiding in war activities and to loan money to the State or Federal  
37 government for war purposes;

38 (13) To cease doing business and to surrender its charter;

39 (14) To have and exercise all the powers necessary and convenient to  
40 carry into effect the purpose for which such corporation is formed.



- 1 Introduced by Committee on Farm Drainage. (Substitute for House Bills Nos.  
1 and 56.)
- 2 Read at large a first time, ordered printed and to a second reading.

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## A BILL

For an Act to provide for the refunding by drainage districts of money raised by assessments or taxes illegally levied and collected and of money raised by assessments or taxes legally levied where the proposed improvements for which the assessments or taxes were levied, have been abandoned.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* When assessments or taxes have been or  
3 may hereafter be illegally levied and collected, or where assessments and taxes  
4 have been or may be legally levied and collected, and have not been expended as  
5 proposed therein, or in case the proposed improvement for which the levy was or  
6 may be made, abandoned, by any drainage district organized under any law of  
7 this State, and the money so collected in either case, is in the hands of the  
8 treasurer of the drainage district, such treasurer shall, upon order of the com-  
9 missioners of the drainage district, refund the money unexpended to the re-  
10 spective persons from whom it was collected in the proportions in which the  
11 money was paid by them.

Sec. 2. For the purpose of having such refund made, the commissioners of the drainage district, or any person interested, may file a petition in the county court of the county in which the drainage district was organized, setting forth the levying and collection of such assessments or taxes and the reasons why such money has not been expended by the drainage district. On such petition being filed, the court may set a date and fix a time and place for its hearing and order the commissioners of the drainage district to cause a notice of the time and place of said hearing, addressed "to all persons concerned," to be given, by publishing a notice once each week for two successive weeks in a newspaper having a general circulation in the county in which the major portion of such district lies, and by posting ten of said notices in ten of the most public places in the drainage district, and serving one of said notices on the treasurer of the drainage district. The publication and posting and service of such notice shall be for the space of ten days before the day set for the hearing on the petition. Upon the hearing, if the court finds from the evidence that such money is in the hands of the treasurer of the drainage district and was illegally levied and collected, or that the proposed work for which the money was raised by assessments and taxes has been abandoned, the court shall order the commissioners and treasurer to return the unexpended money to the persons from whom it was collected, and shall order the commissioners to issue orders on the treasurer for the respective proportionate amounts to the persons from whom the money was collected.

Sec. 3. Because of an emergency, this Act shall take effect upon its passage.





- 1 Introduced by Mr. Chas. Curren, March 9, 1921.
- 2 Read by title, ordered printed, and referred to Committee on Municipalities.

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## A BILL

For an Act to amend Section 1 of Article V of "An Act to provide for the incorporation of cities and villages," approved April 10, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 1 of Article V of "An Act to pro-  
3 vide for the incorporation of cities and villages," approved April 10, 1872, in  
4 force July 1, 1872, as amended, is amended to read as follows:

Sec. 1. The city council in cities, and the president and the board of trus-  
2 tees in villages, shall have the following powers:

3 First. To control the finances and property of the corporation.

4 Second. To appropriate money for corporate purposes only, and provide  
5 for payment of debts and expenses of the corporation.

6 Third. To levy and collect taxes for general and special purposes on real  
7 and personal property.

8 Fourth. To fix the amount, terms and manner of issuing and revoking  
9 licenses.

10 Fifth. To borrow money on the credit of the corporation for corporate pur-  
11 poses, and issue bonds therefor, in such amounts and form, and on such condi-  
12 tions as it shall prescribe, but shall not become indebted in any manner, or for  
13 any purpose to an amount, including existing indebtedness, in the aggregate to  
14 exceed five (5) per centum on the value of the taxable property therein, to be  
15 ascertained by the last assessment for the State and county taxes previous to the  
16 incurring of such indebtedness; and before or at the time of incurring any in-  
17 debtedness, shall provide for the collection of a direct annual tax sufficient to pay  
18 the interest on such debt as it falls due, and also to pay and discharge the prin-  
19 cipal thereof within twenty years after contracting the same.

20 Sixth. To issue bonds in place of or to supply means to meet maturing  
21 bonds, or for the consolidation or funding of the same.

22 Seventh. To lay out, to establish, open, alter, widen, extend, grade, pave or  
23 otherwise improve streets, alleys, avenues, sidewalks, wharves, parks and public  
24 grounds, and vacate the same.

25 Eighth. To plant trees upon the same.

26 Ninth. To regulate the use of the same.

27 Tenth. To prevent and remove encroachments or obstructions upon the  
28 same.

29 Eleventh. To provide for the lighting of the same.

30 Twelfth. To provide for the cleansing of the same.

31 Thirteenth. To regulate the openings therein for the laying of gas or water  
32 mains and pipes, and the building and repairing of sewers, tunnels and drains,  
33 and erecting gas lights: *Provided, however,* that any company heretofore  
34 organized under the general laws of this State, or any association of persons  
35 organized or which may be hereafter organized for the purpose of manufac-  
36 turing illuminating gas to supply cities or villages, or the inhabitants thereof,  
37 with the same, shall have the right by consent of the city council (subject to exist-

ing rights), to erect gas factories and lay down pipes in the streets or alleys of any city or village in this State, subject to such regulations as any such city or village may by ordinance impose.

Fourteenth. To regulate the use of sidewalks and all structures thereunder; and to require the owner or occupant of any premises to keep the sidewalks in front of, or along the same, free from snow and other obstruction.

Fifteenth. To regulate and prevent the throwing or depositing of ashes, offal, dirt, garbage, or any offensive matter in, and to prevent injury to any street, avenue, alley or public ground.

Sixteenth. To provide for and regulate crosswalks, curbs and gutters.

Seventeenth. To regulate and prevent the use of streets, sidewalks and public grounds for signs, sign posts, awnings, awning posts, telegraph poles, horse troughs, racks, posting hand bills and advertisements.

Eighteenth. To regulate and prohibit the exhibition or carrying of banners, placards, advertisements or hand bills in the streets or public grounds, or upon the sidewalks.

Nineteenth. To regulate and prevent the flying of flags, banners or signs across the streets or from houses.

Twentieth. To regulate traffic and sales upon the streets, sidewalks and public places.

Twenty-first. To regulate the speed of horses and other animals, vehicles, cars and locomotives within the limits of the corporation.

Twenty-second. To regulate the numbering of houses and lots.

Twenty-third. To name and change the name of any street, avenue, alley or other public place.

Twenty-fourth. To permit, regulate or prohibit the locating, constructing or laying a track of any horse or electric railroad in any street, alley or public place; but such permission shall not be for a longer time than for twenty years.

Twenty-fifth. To provide for and change the location, grade and crossing of any railroad.

68       Twenty-sixth. To require railroad companies to fence their respective rail-  
 69 roads, or any portion of the same, and to construct cattle guards, crossings of  
 70 streets and public roads, and keep the same in repair, within the limits of the  
 71 corporation. In case any railroad company shall fail to comply with any such  
 72 ordinance, it shall be liable for all damages the owner of any cattle or horses  
 73 or other domestic animal may sustain by reason of injuries thereto while on the  
 74 track of such railroad, in like manner and extent as under the general laws of  
 75 this State relative to the fencing of railroads; and actions to recover such dam-  
 76 ages may be instituted before any justice of the peace or other court of com-  
 77 petent jurisdiction.

78       Twenty-sevenah. To require railroad companies to keep flagmen at rail-  
 79 road crossings of streets, and provide protection against injury to persons and  
 80 property in the use of such railroads. To compel such railroads to raise or  
 81 lower their railroad tracks to conform to any grade which may, at any time, be  
 82 established by said city, and where such tracks run lengthwise of any such  
 83 street, alley or highway, to keep their railroad tracks on a level with the street  
 84 surface and so that such tracks may be crossed at any place on such street, alley  
 85 or highway. To compel and require railroad companies to make and keep open  
 86 and to keep in repair, ditches, drains, sewers and culverts along and under their  
 87 railroad tracks so that filthy or stagnant pools of water cannot stand on their  
 88 grounds or right of way, and so that the natural drainage of adjacent property  
 89 shall not be impeded.

90       Twenty-eighth. To construct and keep in repair bridges, viaducts and tun-  
 91 nels, and to regulate the use thereof.

92       Twenty-ninth. To construct and keep in repair culverts, drains, sewers  
 93 and cess pools and to regulate the use thereof.

94       Thirtieth. To deepen, widen, dock, cover, wall, alter or change channel of  
 95 water courses.

96       Thirty-first. To construct and keep in repair canals and slips for the  
 97 accommodation of commerce.



98       Thirty-second. To erect and keep in repair public landing places, wharves,  
99 docks and levees.

100       Thirty-third. To regulate and control the use of public and private land-  
101 ing places, wharves, docks and levees.

102       Thirty-fourth. To control and regulate the anchorage, moorage and land-  
103 ing of all water craft and their cargoes within the jurisdiction of the corpora-  
104 tion.

105       Thirty-fifth. To license, regulate and prohibit wharf-boats, tugs and other  
106 boats used about the harbor, or within such jurisdiction.

107       Thirty-sixth. To fix the rate of wharfage and dockage.

108       Thirty-seventh. To collect wharfage and dockage from all boats, rafts or  
109 other craft landing at or using any public landing place, wharf, dock or levee  
110 within the limits of the corporation.

111       Thirty-eighth. To make regulations in regard to use of harbors, towing of  
112 vessels, opening and passing of bridges.

113       Thirty-ninth. To appoint harbor masters and define their duties.

114       Fortieth. To provide for the cleansing and purification of waters, water-  
115 courses and canals, and the draining or filling of ponds on private property,  
116 whenever necessary to prevent or abate nuisances.

117       Forty-first. To license, tax, regulate, suppress and prohibit hawkers, ped-  
118 dlers, pawnbrokers, keepers of ordinaries, theatricals and other exhibitions,  
119 shows and amusements, and to revoke such license at pleasure. *To license, tax*  
120 *and regulate base ball exhibitions, such tax to be fixed or based on the gross*  
121 *receipts derived from the sale of admission tickets to such base ball exhibi-*  
122 *tion; such tax, however, shall not exceed 3 per cent of such gross receipts.*

123       Forty-second. To license, tax and regulate hackmen, draymen, omnibus  
124 drivers, carters, cabmen, porters, expressmen and all others pursuing like occu-  
125 pations, and to prescribe their compensation.

126       Forty-third. To license, regulate, tax and restrain runners for stages, cars,  
127 public houses, or other things or persons.



128      Forty-fourth. To license, regulate, tax or prohibit and suppress billiard,  
129 bagatelle, pigeon-hole or any other tables or implements kept or used for a simi-  
130 lar purpose in any place of public resort, pin alleys and ball alleys.

131      Forty-fifth. To suppress bawdy and disorderly houses, house of ill-fame  
132 or assignation, within the limits of the city and within three miles of the outer  
133 boundaries of the city; and also to suppress gaming and gambling houses, lot-  
134 teries, and all fraudulent devices and practices, for the purpose of gaining or  
135 obtaining money or property; and to prohibit the sale or exhibition of obscene  
136 or immoral publications, prints, pictures or illustrations.

137      Forty-sixth. To license, regulate and prohibit the selling or giving away of  
138 any intoxicating, malt, vinous, mixed or fermented liquor, the license not to extend  
139 beyond the municipal year in which it shall be granted, and to determine the  
140 amount to be paid for such license: *Provided*, that the city council in cities, or  
141 presidents and boards of trustees in villages, may grant permits to druggists  
142 for the sale of liquors for medicinal, mechanical, sacramental and chemical  
143 purposes only, subject to forfeiture, and under such restrictions and regulations  
144 as may be provided by ordinance: *Provided, further*, that in granting licenses  
145 such corporate authorities shall comply with whatever general law of the State  
146 may be in force relative to the granting of licenses.

147      Forty-seventh. The foregoing shall not be construed to affect the provi-  
148 sions of the charter of any literary institution heretofore granted.

149      Forty-eighth. And the city council in cities, and president and board of  
150 trustees in villages, shall also have the power to forbid and punish the selling or  
151 giving away of any intoxicating, malt, vinous, mixed or fermented liquor to any  
152 minor, apprentice or servant, or insane, idiotic or distracted person, habitual  
153 drunkard, or person intoxicated.

154      Forty-ninth. To establish markets and market-houses, and provide for the  
155 regulation and use thereof.

156      Fiftieth. To regulate the sale of meats, poultry, fish, butter, cheeses, lard,  
157 vegetables, and all other provisions, and to provide for place and manner of  
158 selling the same and to control the location thereof.

159 Fifty-first. To prevent and punish forestalling and regrating.

160 Fifty-second. To regulate the sale of bread in the city or village; pre-  
161 scribe the weight and quality of bread in the loaf.

162 Fifty-third. To provide for and regulate the inspection of meats, poultry,  
163 fish, butter, cheese, lard, vegetables, cotton, tobacco, flour, meal and other pro-  
164 visions.

165 Fifty-fourth. To regulate the inspection, weighing and measuring of brick,  
166 lumber, firewood, coal, hay, and any article of merchandise.

167 Fifty-fifth. To provide for the inspection and sealing of weights and  
168 measures.

169 Fifty-sixth. To enforce the keeping and use of proper weights and meas-  
170 ures by vendors.

171 Fifty-seventh. To regulate the construction, repairs and use of vaults,  
172 cisterns, areas, hydrants, pumps, sewers and gutters.

173 Fifty-eighth. To regulate places of amusement.

174 Fifty-ninth. To prevent intoxication, fighting, quarrelling, dog fights, cock  
175 fights and all disorderly conduct.

176 Sixtieth. To regulate partition fences and party walls.

177 Sixty-first. To prescribe the thickness, strength and manner of construct-  
178 ing stone, brick and other buildings and construction of fire escapes therein.

179 Sixty-second. The city council, and the president and trustees in villages,  
180 for the purpose of guarding against the calamities of fire, shall have power to  
181 prescribe the limits within which wooden buildings shall not be erected or  
182 placed, or repaired, without permission, and to direct that all and any buildings  
183 within the fire limits, when the same shall have been damaged by fire, decay or  
184 other wise, to the extent of fifty per cent of the value, shall be torn down or re-  
185 moved and to prescribe the manner of ascertaining such damage.

186 Sixty-third. To prevent the dangerous construction and condition of chim-  
187 neys, fireplaces, hearths, stoves, stove-pipes, ovens, boilers and apparatus used  
188 in and about any building and manufactory, and to cause the same to be re-

189 moved or placed in a safe condition when considered dangerous; to regulate and  
 190 prevent the carrying on of manufactories dangerous in causing and promoting  
 191 fires; to prevent the deposit of ashes in unsafe places, and to cause all such  
 192 buildings and enclosures as may be in a dangerous state to be put in a safe  
 193 condition.

194       Sixty-fourth. To erect engine houses, and provide fire engines, hose carts,  
 195 hooks and ladders, and other implements for prevention and extinguishment of  
 196 fires, and provide for the use and management of the same by voluntary fire  
 197 companies or otherwise.

198       Sixty-fifth. To regulate and prevent storage of gunpowder, tar, pitch,  
 199 resin, coal oil, benzine, turpentine, hemp, cotton, nitroglycerine, petroleum, or  
 200 any of the products thereof, and other combustible or explosive material, and  
 201 the use of lights in stables, shops and other places, and the building of bon-fires;  
 202 also, to regulate, restrain and prohibit the use of fireworks, fire-crackers, tor-  
 203 pedoes, Roman candles, sky-rockets and other pyrotechnic displays.

204       Sixty-sixth. To regulate the police of the city or village and pass and en-  
 205 force all necessary police ordinances.

206       Sixty-seventh. To provide for the inspection of steam boilers.

207       Sixty-eighth. To prescribe the duties and powers of a superintendent of  
 208 police, policemen and watchmen.

209       Sixty-ninth. To establish and erect calaboozes, bridewells, houses of cor-  
 210 rection and workhouses for the reformation and confinement of vagrants, idle  
 211 and disorderly persons, and persons convicted of violating any city or village  
 212 ordinance, and make rules and regulations for the government of the same, and  
 213 appoint necessary keepers and assistants.

214       Seventieth. To use the county jail for the confinement or punishment of  
 215 offenders, subject to such conditions as are imposed by law, and with the con-  
 216 sent of the county board.

217       Seventy-first. To provide by ordinance in regard to the relation between  
 218 all the officers and employees of the corporation in respect to each other, the  
 219 corporation and the people.

- 220      Seventy-second. To prevent and suppress riots, routs, affrays, noises, dis-  
221 turbances, disorderly assemblies in any public or private place.
- 222      Seventy-third. To prohibit and punish cruelty to animals.
- 223      Seventy-fourth. To restrain and punish vagrants, mendicants and prosti-  
224 tutes.
- 225      Seventy-fifth. To declare what shall be a nuisance, and to abate the same;  
226 and to impose fines upon parties who may create, continue or suffer nuisances  
227 to exist.
- 228      Seventy-sixth. To appoint a board of health, and prescribe its powers and  
229 duties.
- 230      Seventy-seventh. To erect and establish hospitals and medical dispen-  
231 saries and to regulate hospitals, medical dispensaries, sanatoria and undertak-  
232 ing establishments, and to direct the location thereof.
- 233      Seventy-eighth. To do all acts, make all regulations which may be neces-  
234 sary or expedient for the promotion of health or the suppression of disease.
- 235      Seventy-ninth. To establish and regulate cemeteries within or without the  
236 corporation, and acquire lands therefor, by purchase or otherwise, and cause  
237 cemeteries to be removed, and prohibit their establishment within one mile of  
238 the corporation.
- 239      Eightieth. To regulate, restrain and prohibit the running at large of horses,  
240 cattle, swine, sheep, goats, geese and dogs and to impose a tax on dogs.
- 241      Eighty-first. To direct the location and regulate the management and con-  
242 struction of packing houses, renderies, tallow chandleries, bone factories, soap  
243 factories and tanneries, within the limits of the city or village, and within the  
244 distance of one mile without the city or village limits.
- 245      Eighty-second. To control the location and regulate the use and construc-  
246 tion of breweries, distilleries, livery, boarding or sale stables, wagon repair shops,  
247 blacksmith shops, foundries, machine shops, public garages, private garages and  
248 stables designed for the use of five or more vehicles, hangars, laundries, bathing  
249 beaches, brick yards, planing mills, flour mills, box factories, lead factories,



250 steel factories, iron factories, ice plants, either for the manufacture or storing  
 251 of ice, factories or other manufacturing establishments using machinery or  
 252 emitting offensive or noxious fumes, odors or noises, and storage warehouses,  
 253 within the limits of the city or village; *provided*, that this clause shall not be  
 254 construed to require the removal of any of the above enumerated buildings from  
 255 any location which they may lawfully occupy at the time of the passage of any  
 256 ordinance hereunder.

257       Eighty-third. To prohibit any offensive or unwholesome business or estab-  
 258 lishment within or within one mile of the limits of the corporation.

259       Eighty-fourth. To compel the owner of any grocery, cellar, soap or tallow  
 260 chandlery, tannery, stable, pigsty, privy, sewer or other unwholesome or nause-  
 261 ous house or place, to cleanse, abate or remove the same, and to regulate the  
 262 location thereof.

263       Eighty-fifth. The city council, or trustees of a village, shall have power to  
 264 provide for the taking of the city or village census; but no city or village census  
 265 shall be taken by authority of the council or trustees oftener than once in three  
 266 years.

267       Eighty-sixth. To provide for the erection and care of all public buildings  
 268 necessary for the use of the city or village.

269       Eighty-seventh. To establish ferries, toll bridges and license and regulate  
 270 the same, and from time to time to fix tolls thereon.

271       Eighty-eighth. To authorize the construction of mills, mill-races, and  
 272 feeders on, through or across the streets of the city or village, at such places and  
 273 under such restrictions as they shall deem proper.

274       Eighty-ninth. The city council shall have power, by condemnation or other-  
 275 wise, to extend any street, alley or high-way over or across, or to construct any  
 276 sewer under or through any railroad track, right of way, or land of any rail-  
 277 road company (within the corporate limits); but where no compensation is  
 278 made to such railroad company the city shall restore such railroad track, right  
 279 of way or land to its former state, or in a sufficient manner not to have im-  
 280 paired its usefulness.



281     Ninetieth. The city council or board or trustees shall have no power to  
282 grant the use of or the right to lay down any railroad tracks in any street of  
283 the city to any steam, dummy, electric, cable, horse or other railroad company,  
284 whether the same shall be incorporated under any general or special law of the  
285 State, now or hereafter in force, except upon the petition of the owners of the  
286 land representing more than one-half of the frontage of the street, or so much  
287 thereof as is sought to be used for railroad purposes, and when the street or  
288 part thereof sought to be used shall be more than one mile in extent, no petition  
289 of land owners shall be valid unless the same shall be signed by the owners of  
290 the land representing more than one-half of the frontage of each mile and of the  
291 fraction of a mile, if any, in excess of the whole miles, measuring from the  
292 initial point named in such petition, of such street or of the part thereof sought  
293 to be used for railroad purposes.

294     Ninety-first. To tax, license and regulate auctioneers, distillers, breweries,  
295 lumber yards, livery stables, public scales, ice cream parlors, coffee houses, de-  
296 tective agencies, private detectives, money changers and brokers.

297     Ninety-second. To prevent and regulate the rolling of hoops, playing of  
298 ball, flying of kites, or any other amusement or practice having a tendency to  
299 annoy persons passing in the streets or on the sidewalks, or to frighten teams and  
300 horses.

301     Ninety-third. To regulate and prohibit the keeping of any lumber or coal  
302 yard, and the placing or piling or selling any lumber, timber, wood, coal or other  
303 combustible material within the fire limits of the city or village; *provided*, that  
304 this clause shall not be construed to require the removal of any lumber or coal  
305 yard from any location which it lawfully occupies at the time of the passage of  
306 any ordinance hereunder.

307     Ninety-fourth. To provide by ordinance, that all the paper, printing, sta-  
308 tionery, blanks, fuel, and all the supplies needed for the use of the city, shall  
309 be furnished by contract, let to the lowest bidder.

310       Ninety-fifth. To tax, license and regulate second-hand and junk stores and  
311 yards, and to forbid their purchasing or receiving from minors, without the  
312 written consent of their parents or guardians, any articles whatsoever, and to  
313 direct the location thereof.

314       Ninety-sixth. To direct, license and control all wagons and other vehicles  
315 conveying loads within the city, or any particular class of such wagons, and  
316 other vehicles, and prescribe the width and tire of the same, the license fee when  
317 collected to be kept as a separate fund and used only for paying the cost and  
318 expense of street or alley improvement or repair.

319       Ninety-seventh. To acquire, in the manner now or hereafter provided by  
320 law for the taking of private property for public use, private lands bordering  
321 upon the public or navigable waters, useful, desirable or advantageous for bath-  
322 ing, beaches and recreation piers.

323       Ninety-eighth. To pass all ordinances, rules, and make all regulations,  
324 proper or necessary, to carry into effect the powers granted to cities or villages,  
325 with such fines or penalties as the city council or board of trustees shall deem  
326 proper: *Provided*, no fine or penalty shall exceed \$200.00, and no imprisonment  
327 shall exceed six months for one offense.



- 1 Introduced by Mr. Holaday, March 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Appropriations.

## A. BILL

For an Act in relation to the State Road Scientist and making appropriations for his salary and expenses.

SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* The Governor shall appoint a State Road  
3 Scientist to hold office for a term of four years from July 1, 1921. The State  
4 Road Scientist shall be a person who has had thorough educational training in  
5 all of the physical sciences and who is qualified by experience to carry out the  
6 duties prescribed for him by this Act. He shall receive an annual salary of ten  
7 thousand dollars (\$10,000.00), payable in equal monthly installments and shall  
8 be reimbursed for all actual and necessary expenses incurred in the discharge  
9 of duties under the provisions of this Act.

Sec. 2. It shall be the duty of the State Road Scientist,

- 2 (a) To conduct experiments and investigations in methods of road con-  
3 struction;
- 4 (b) To discover if possible methods of building better and more durable  
5 roads at less cost;

7 (c) To conduct his experiments and investigations with a view to finding  
8 some method of road construction by which durable hard surfaced roads may be  
9 constructed out of material now generally found in or along roads; and

10 (d) To report in writing to the Fifty-third and Fifty-fourth General As-  
11 semblies and to report, in writing, to the Governor annually on or before the first  
12 day of December and at such other times and in such manner as the Governor  
13 may direct. The reports to the General Assemblies and the annual report to the  
14 Governor shall contain (1) a statement of the nature and extent of the experi-  
15 ments and investigations conducted; (2) a statement of the results of those  
16 experiments and investigations; and (3) recommendations of methods of con-  
17 struction of roads.

Sec. 3. In conducting the experiments and investigations in methods of  
2 road construction the State Road Scientist shall have access to all of the labor-  
3 atories of the University of Illinois and of the Department of Public Works and  
4 Buildings and may use these laboratories together with all equipment and sup-  
5 plies in them, free of charge.

Sec. 4. There is hereby appropriated the sum of \$20,000.00 to pay the sal-  
2 ary of the State Road Scientist for the biennium ending June 30, 1923.

Sec. 5. There is hereby appropriated the sum of \$6,000.00 to pay the neces-  
2 sary expenses of the State Road Scientist in performing his duties under this  
3 Act.

Sec. 6. The Auditor of Public Accounts is authorized to draw his warrants  
2 upon the treasurer against the appropriations made in this Act upon presenta-  
3 tion of proper vouchers certified by the State Road Scientist and approved by  
4 the Department of Finance.





- 1 Introduced by Mr. Bippus, March 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend Section 1 of Part Four of Article XII of "An Act to provide for the incorporation of cities and villages," approved April 10, 1872, in force July 1, 1872, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 1 of Part Four of Article XII  
3 of "An Act to provide for the incorporation of cities and villages," approved  
4 April 10, 1872, in force July 1, 1872, as amended, is amended to read as follows:

Sec. 1. (a) If the provisions of this Act become operative in time to  
2 govern the general election for aldermen to be held in the year 1920, one alder-  
3 man shall then be selected from each ward to serve for a period of one year.  
4 If this Act shall be adopted at the same time as that at which aldermen are  
5 elected in 1920, such adoption shall limit the term of aldermen so elected to one  
6 year. The general election for aldermen under this act in 1920 shall be held  
7 upon the day prescribed by law for a primary to elect delegates and alternate  
8 delegates to national nominating conventions and to secure an expression with



9 respect to candidates for nominations for the office of President of the United  
 10 States, if such a primary is held in the year 1920, and shall be conducted by  
 11 the same judges and clerks. All provisions of election laws shall apply to such  
 12 election, except that the hours for keeping open the polls shall be those pre-  
 13 scribed by "An Act to provide for the holding of a primary elections by politi-  
 14 cal parties," approved March 9, 1910, in force July 1, 1910, as subsequently  
 15 amended. A general election for aldermen shall be held in the year 1921, at the  
 16 time prescribed by law, at which one alderman shall be elected from each ward  
 17 to serve a term of two years. The next general election for aldermen shall take  
 18 place in the year 1923, at which time one alderman shall be elected from each  
 19 ward and thereafter general elections for aldermen shall be held each second  
 20 and each fourth year, according as the term of aldermen is determined by popu-  
 21 lar vote under the terms of this Act to be two or four years.

22 (b) The terms of this paragraph shall apply if this Act does not become  
 23 operative in time to govern the general election for aldermen in 1920 or  
 24 to limit the terms of such aldermen, but *is adopted prior* to the general elec-  
 25 tion for aldermen to be held in the year 1921. One alderman shall be elected  
 26 from each ward *of the thirty-five present wards* at the general election for  
 27 aldermen in the year 1921 *for a term of two years. One alderman shall be*  
 28 *elected from each of said wards for a term of one year, at the general elec-*  
 29 *tion for aldermen in the year 1922.*

30 A general election for aldermen shall be held in the year 1923, at which  
 31 one alderman shall be elected from each of *the fifty wards provided for by Part*  
 32 *Five of this Act*, and thereafter general elections for aldermen shall be held  
 33 each second or fourth year, according as the term of alderman is determined  
 34 by popular vote under the terms of this Act to be two or four years.

35 (c) If this Act shall become operative at any time subsequent to the times  
 36 provided for in the foregoing paragraphs, the provisions of this paragraph  
 37 shall govern. If the Act becomes operative in time to govern the general elec-  
 38 tion of aldermen to be held in an odd-numbered year, the provisions of this

39 section with respect to the election in the year 1921, shall apply, with appro-  
40 priate changes of dates. The terms of aldermen first elected shall always expire  
41 with the term of the mayor then in office, and new elections for a two or four  
42 year term, as the case may be, shall be held at the time when the mayor is to  
43 be elected. If this Act becomes operative in time to govern the general elec-  
44 tion of aldermen to be held in an even numbered year which immediately pre-  
45 cedes the year in which a mayor is to be elected, aldermen at such election shall  
46 be elected for the term of one year, and a general election for aldermen for a  
47 two or four year term, as the case may be, shall be held at the time when the  
48 mayor is to be elected. If this Act becomes operative in time to govern the  
49 general election of aldermen to be held in an even numbered year other than  
50 that which immediately precedes the year in which a mayor is to be elected,  
51 aldermen at such election shall be elected for a one year term, alderman at the  
52 next general election for aldermen to be elected for a two year term, if a two  
53 year term shall have been adopted by a popular vote and under the terms of  
54 this Act; if under the terms of this Act a four year term for aldermen shall  
55 have been adopted then aldermen shall be elected for a three year term at the  
56 election of such even numbered year. New elections for a two or four year  
57 term, as the case may be, shall take place at the time when the mayor is to be  
58 next elected.

59 (d) All elections for aldermen shall be in accordance with the provisions  
60 of law in force and operative in the City of Chicago for such elections at the  
61 time that such elections are held, and vacancies occurring in such office shall  
62 be filled in the manner prescribed by law for filling vacancies. Except as  
63 otherwise provided in this section, the number of aldermen under the provisions  
64 of this Act shall be one from each ward.

Sec. 2. Because of an emergency, this Act shall take effect upon its passage.





1 Adopted April 6, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 320 by striking out that part of line 27 following  
2 , the period and all of lines 28 and 29 of Section 1 on page 2 of the printed bill,  
3 and by substituting the following in lieu thereof: "The aldermen elected in  
4 the year 1920 shall continue to serve as aldermen until the general election  
5 for aldermen in the year 1923."

AMENDMENT NO. 2.

Amend House Bill No. 320 by striking out Section 2 thereof.





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RECEIVED  
CLERK OF THE HOUSE  
JAN 14 1921

- 1 Introduced by Mr. Bippus, March 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Municipalities.

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## A BILL

For an Act to amend Sections 1, 4, 7, 8 and 9 of an Act entitled, "An Act to provide for the formation and disbursement of a Pension Fund in cities, villages and incorporated towns having a population exceeding 100,000 inhabitants or municipal employees appointed to their positions under and by virtue of an Act entitled, 'An Act to regulate the civil service of cities,' approved and in force March 20, 1895, and for those who were appointed prior to the passage of said Act and who are now in the service of such city, village or town (approved May 31, 1911, in force July 1, 1911)," as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
-2 *represented in the General Assembly:* That Sections 1, 4, 7, 8 and 9 of an Act  
3 entitled, "An Act to provide for the formation and disbursement of a pension  
4 fund in cities, villages and incorporated towns having a population exceeding  
5 100,000 inhabitants, or municipal employees appointed to their positions under  
6 and by virtue of an Act entitled, 'An Act to regulate the civil service of  
7 cities,' approved and in force March 20, 1895, and for those who were

8 appointed prior to the passage of said Act and who are now in the service of  
 9 such city, village or town (approved May 31, 1911, in force July 1, 1911),” as  
 10 amended, be and the same are hereby amended so as to read, respectively, as  
 11 follows:

SECTION 1. *Be it enacted by the People of the State of Illinois, repre-*  
 2 *sented in the General Assembly:* That hereafter in cities, villages and incor-  
 3 porated towns having a population exceeding 100,000 inhabitants, there shall be  
 4 created, established and maintained a pension fund for municipal employees  
 5 who are employed in such cities, villages and towns under and by virtue of an  
 6 Act entitled, “An Act to regulate the civil service of cities,” approved and in  
 7 force March 20, 1895, and for those who were appointed prior to the passage of  
 8 said Act and who are now in the service of such city, village or town: *Provided,*  
 9 *however,* that the provisions of this Act shall not apply to probationary em-  
 10 ployees, nor to employees who are less than twenty-one years of age, nor to  
 11 those defined as sixty-day employees by said Act, nor to any employee who is  
 12 sixty or more years of age *on July 1, 1911,* and who at said time *had* not been  
 13 in the service of such city, village or town for at least ten years, *nor to em-*  
 14 *ployees entering the service of said city, village or town after July 1, 1921, who*  
 15 *are fifty-five or more years of age,* nor to any employee of such city, village or  
 16 town now or hereafter participating in any other municipal pension fund. Nor  
 17 to laborers, unless any such laborer shall within six months after this Act shall  
 18 be in force and effect, or in the event that any such laborer is not now in the  
 19 employ of such city, village or town, within six months after such laborer shall  
 20 enter the service of such city, village or town, give written notice of his elec-  
 21 tion to the board of trustees of said fund of his desire to participate in the  
 22 benefits hereunder. Said fund shall consist of amounts of two dollars and  
 23 *seventy-five* cents a month and retained or deducted by the comptroller of such  
 24 city, village, or town from the salaries or wages of each employee and such  
 25 other sums as are hereinafter referred to: *Provided, however,* that if the

26 name of any such employee shall not appear upon the payroll of the depart-  
27 ment in which he or she is employed by reason of leave of absence, sickness,  
28 lack of work, or any other good and sufficient cause, making a deduction impos-  
29 sible, such employee may retain his or her rights under this Act by paying two  
30 dollars and *seventy-five* cents each month to the treasurer of such city, village  
31 or town for the benefit of said fund, during his or her temporary absence from  
32 the service. In computing the duration of service of each employee, the time  
33 during which he or she may have been absent from duty during his or her  
34 entire term of service, for any cause, other than suspension or discharge, shall  
35 be included. There shall be set apart during the year 1917, by such cities, vil-  
36 lages and towns, from the revenue collected or received by such cities, villages  
37 and towns from licenses issued by such cities, villages and towns authorizing  
38 persons and corporations to engage in any business, profession or occupation  
39 within the corporate limits of such cities, villages and towns, excepting public  
40 utilities, a sum equal to the amount deducted from the salaries or wages of the  
41 aforesaid employees and the amounts paid to the treasurer of such city, village  
42 or town by the aforesaid employees for the benefit of the fund hereby created,  
43 as prescribed in this section, during the preceding fiscal year; and thereafter,  
44 beginning with the year 1918, such cities, villages and towns shall set apart  
45 annually from the revenues collected or received from the said sources a sum  
46 equal to twice the amount deducted from the salaries or wages of the aforesaid  
47 employees and twice the amount paid to the treasurer of such city, village or  
48 town by the aforesaid employees for the benefit of said fund, as prescribed in  
49 this section, during the preceding fiscal year. Such sums so set apart by such  
50 cities, villages and towns shall be paid by the official or officials of such cities,  
51 villages and towns to the treasurer of the pension fund hereby created, on or  
52 before the third Tuesday in August of each year. In lieu of setting apart the  
53 aforesaid sums, any such city, village or town may levy a tax for the purpose of  
54 providing revenue for the pension fund hereby created, and for that purpose it  
55 shall be lawful for any such city, village or town to levy a tax on all taxable



56 property of such city, village or town in such amount as will produce the sum  
57 of money equal to twice that deducted from the salaries or wages of the afore-  
58 said employees and twice that paid to the treasurer of such city, village or  
59 town by the aforesaid employees for the benefit of the pension fund created by  
60 this Act, as prescribed in this section, during the preceding fiscal year. Said  
61 tax (which shall in no event exceed five-tenths of a mill on the dollar) shall be  
62 levied and collected in like manner with the general taxes of such city, village or  
63 town, which said tax shall be in addition to all other taxes which such city, vil-  
64 lage or town is now or may hereafter be authorized to levy upon the aggregate  
65 valuation of all property within such city, village or town, and the county clerk  
66 of the county in which such city, village or town is located, in reducing tax  
67 levies under the provisions of an Act entitled, "An Act concerning the levy and  
68 extension of taxes," approved May 9, 1901, in force July 1, 1901, as subse-  
69 quently amended, shall not consider the tax for the pension fund created by this  
70 Act as a part of the general tax levy for such city, village or town purposes, and  
71 shall not include the same in the limitation of three (3) per cent of the assessed  
72 valuation upon which taxes are required to be extended. All moneys derived  
73 from the tax so levied shall be set apart by the official or officials of such city,  
74 village or town to whom same shall be paid as a fund for pensioning the em-  
75 ployees hereinbefore described of such city, village or town, and shall be paid  
76 to the treasurer of the pension fund created by this Act as soon as said moneys  
77 are received by said official or officials. Should there be insufficient funds to  
78 meet the requirements of this Act during any year, such city, village or town  
79 may issue and dispose of tax anticipation warrants as provided by law against  
80 the tax levy for the current fiscal year. If the sum derived from the tax levy  
81 as aforesaid should exceed twice that deducted from the salaries or wages of  
82 the aforesaid employees and twice that paid to the treasurer of such city, village  
83 or town by the aforesaid employees for the benefit of said fund, as prescribed  
84 in this section, and applied to this fund during the preceding fiscal year, the sum  
85 to be paid into the fund during the next succeeding year shall be reduced by the

86 amount of such excess. If the sum derived from the said tax levied as afore-  
87 said should be less than the aforesaid sum of twice that deducted from the  
88 salaries or wages of the aforesaid employees and twice that paid to the treas-  
89 urer of such city, village or town by the aforesaid employees for the benefit of  
90 the fund, as prescribed in this section, during the preceding fiscal year, the  
91 amount of such deficit shall be included in the tax levy for the ensuing year.

92 At the time of the payment of such moneys, collected or received from  
93 licenses, or resulting from the levy and collection of the tax hereinbefore pro-  
94 vided for, said official or officials shall make a sworn statement to the board of  
95 trustees of said pension fund and to the mayor of such city or cities, or the  
96 president of the board of trustees of such villages and towns of all moneys re-  
97 ceived and paid out by such official or officials on account of said pension fund  
98 during the year, and any such official or officials shall at any and all times,  
99 upon demand by said pension board, furnish to said board a statement or infor-  
100 mation of any kind relative to said official's or officials' method of collecting or  
101 handling of said pension funds, and all books and records of such official or offi-  
102 cials shall be produced at any time by said official or officials for examination  
103 and inspection by said board of pension trustees, for the purposes herein pro-  
104 vided.

Sec. 4. Said board shall have the power, and it shall be its duty:

2 First: To authorize all payments from said pension fund pursuant to the  
3 provisions of this Act, which shall include all pensions to beneficiaries of said  
4 fund, at a rate of *sixty-five* dollars per months, and all necessary expenses  
5 incurred in the administration of said fund: *Provided*, that no compensation  
6 or emolument shall be paid to any member of said board for any duty required  
7 or performed under this Act: *And, provided, further*, that the chief legal  
8 adviser of said city, village or town shall be the legal adviser of said board.

9 Second: To hear and determine all applications for pensions under this  
10 Act and to suspend the payment of pensions when disability ceases.



11 Third: To audit the accounts pertaining to said fund at least four times  
12 annually.

13 Fourth: To accept, by gift, grant, bequest or otherwise, any money or  
14 property of any kind and use the same for the benefit of said fund.

15 Fifth: To invest such fund, or any part thereof, in the name of said board,  
16 in interest-bearing bonds of the United States, of the State of Illinois, or of any  
17 county of this State, or of any township or any municipal corporation of the  
18 State of Illinois, or of any other State, or any special assessment bonds and  
19 vouchers issued by such cities, villages and towns under and subject to an Act  
20 known as "An Act concerning local improvements," or any similar Act which  
21 may be in force in any such cities, villages and towns, and all such securities  
22 shall be deposited with the treasurer of said board, and shall be subject to the  
23 order of said board; said treasurer shall furnish a good and sufficient bond to  
24 said board in an amount to be fixed by said board, conditioned upon the faithful  
25 performance of the duties of said office, and that he will truly account for all  
26 moneys, including the interest thereon, and property of said fund which may  
27 come into his hands, and that upon the expiration of his term of office or upon  
28 his retirement therefrom he will deliver over to his successor all the moneys,  
29 including the interest thereon, and property which may be in his custody; all  
30 costs and incidentals to the same to be paid out of said pension fund.

31 Sixth: To authorize the payment to any employee who may be separated  
32 from the service of such city, village or town by the abolishment of his or her  
33 position before such employee shall have qualified for a pension of an amount  
34 equal to the amount deducted from the salary or wages of such employee and  
35 applied to the fund hereby created, to any employee who may be separated  
36 from the service of such city, village or town by resignation or discharge  
37 before such employee shall have qualified for a pension, and to the heirs and  
38 legal representatives of any employee who shall die while in the service of such  
39 city, village or town, of an amount equal to one-half of the amount deducted  
40 from the salary or wages of such employee and applied to the fund hereby

41 created: *Provided*, that all such employees and the heirs and legal representa-  
42 tives of any deceased employee shall release said board from all future lia-  
43 bility upon receipt of such amounts. *Provided, however, that any employee*  
44 *who has availed himself or herself of the benefits provided for in Section 9 of*  
45 *this Act, and who shall die before receiving during his or her entire service an*  
46 *amount in benefits that would be equal to the fifty (50) per cent of the total*  
47 *amount contributed to the fund, the heirs of such employee shall be entitled to*  
48 *receive a refund of an amount equal to the difference between the fifty (50)*  
49 *per cent of the amount contributed and the amount paid to said employee as dis-*  
50 *ability benefits.*

51 Seventh: To compel witnesses to attend and testify before it upon all  
52 matters connected with the operation of this Act, in the same manner as is or  
53 may be provided by law for the taking of testimony before masters in chancery,  
54 and its president or any member of said board may administer oaths to such  
55 witnesses.

56 Eighth: To appoint a clerk and define his duties.

57 Ninth: To make all necessary rules and regulations for its guidance in  
58 conformity with the provisions of this Act.

Sec. 7. Except as hereinafter provided in Section 9½ of this Act, any  
2 employee who shall have been in the service of such city, village or town for a  
3 period of not less than twenty (20) years, and who shall have attained the age  
4 of *fifty (50)* years, shall have the right to retire from the service of such city,  
5 village or town at any time after this Act is in force and effect and to become a  
6 beneficiary hereunder. *Provided*, that any such employee who shall retire  
7 from the service of such city, village or town, before deduction shall have been  
8 made from the salary or wages of such employee for a period of twenty (20)  
9 years shall agree to pay into said fund, within four (4) years from and after  
10 the date when such employee shall become a beneficiary of said fund, the sum  
11 which, together with all moneys previously deducted from the salary or wages

12 of such employee and all moneys paid to the treasurer of such city, village or  
 13 town by such employee for the benefit of the fund hereby created, as prescribed  
 14 in Section 1 of this Act, is equal to the full amount which would have been  
 15 deducted and applied to said fund during a period of twenty (20) years and  
 16 interest thereon at the rate of five (5%) per cent per annum from date of re-  
 17 tirement. Such sum so to be paid shall be deducted by the treasurer of such  
 18 city, village or town in equal monthly installments from the benefits due and  
 19 payable to such employee at the regular time for the payment of said benefits  
 20 after he or she shall become a beneficiary hereunder.

Sec. 8. Except as hereinafter provided in Section 9½ of this Act, any  
 2 employee who has been in the service of such city, village or town for a period  
 3 of not less than twenty (20) years and who shall retire from the service of such  
 4 city, village or town before attaining the age of *fifty (50)* years shall have the  
 5 right to continue paying into said fund monthly at the prescribed rate and may  
 6 thereby remain in good standing in said fund and shall have the right to become  
 7 a beneficiary hereunder upon attaining the age of *fifty (50)* years: *Provided*,  
 8 such employee shall, in the event that he or she retires from the service of such  
 9 city, village or town before deduction shall have been made from the salary or  
 10 wages of such employee for a period of twenty (20) years, pay into such fund,  
 11 within one year from the date when he or she shall retire from the service of said  
 12 city, village or town, a sum which, together with all moneys previously de-  
 13 ducted from the salary or wages of such employee and all moneys paid to the  
 14 treasurer of such city, village or town by such employee for the benefit of the  
 15 fund hereby created, as prescribed in Section 1 of this Act, is equal to the full  
 16 amount which would have been deducted and applied to said fund during a  
 17 period of twenty (20) years, with five (5%) per cent interest thereon from  
 18 date of retirement.

Sec. 9. *Any employee of said city, village or town who has been a con-*  
 2 *tributor to this fund for a period of five (5) years or more shall have the right*



3 *to retire from active service on account of serious disability rendering him or*  
4 *her unable to properly discharge his or her duties, and may become a bene-*  
5 *ficiary under this Act and be entitled to receive a disability pension at the rate*  
6 *of fifty-two dollars and seventy-five cents (\$52.75) per month, of which amount*  
7 *two dollars and seventy-five cents (\$2.75) shall be retained and paid into the*  
8 *treasury of said fund.*

9       Proof of disability shall be furnished to the board of trustees by at least  
10 one licensed and practicing physician of such city, village or town, who shall  
11 be selected by said board, and said board may require other evidence of dis-  
12 ability. Each such disabled employee who shall receive pension under the pro-  
13 visions of this section shall be examined at least once a year by one or more  
14 licensed and practicing physician or physicians selected by said board. Such  
15 physician or physicians shall advise said board whether the disability of such em-  
16 ployee continues or not. When the disability of any such employee ceases, the said  
17 board shall discontinue payment of pension to such employee, and he or she shall  
18 be returned to active service at the same salary which he or she received before  
19 retirement on account of disability as soon as may be under the laws and rules  
20 governing the civil service of such city, village or town.

21       If any employee receives any compensation or allowance from such city,  
22 village or town, under and by virtue of the law known as the Workmen's Com-  
23 pensation Act, or other similar Act, the pension herein provided for such em-  
24 ployee shall be reduced by the amounts so received if they be less than the  
25 amounts of such pension, and if any employee receives a sum or sums as com-  
26 pensation or allowance in excess of the pension herein provided for such em-  
27 ployee, he or she shall not receive any pension until after the expiration of the  
28 period of time during which pension payable at the rate herein stated would  
29 equal the amount of such excess sum or sums.







1 Adopted March 22, 1921.

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AMENDMENT NO. 1.

Amend House Bill No. 321, in Section 1, line 71, page 4, by striking out the  
2 word "three" and figure "3" and inserting in lieu thereof the word "two" and  
3 figure "2."





- 1 Introduced by Mr. Castle, March 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Education.

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## A BILL

For an Act to amend Section 5 of "An Act to establish and maintain a system of free schools," approved and in force June 12, 1909, as amended.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 5 of "An Act to establish and  
3 maintain a system of free schools," approved and in force June 12, 1909, as  
4 amended, is amended to read as follows:

Sec. 5. On Tuesday next after the first Monday in November, 1918, and  
2 quadrennially thereafter, there shall be elected by the qualified voters of every  
3 county in the State, a county superintendent of schools, who shall enter upon  
4 the discharge of his duties the first Monday of August next after his election.  
5 *But in counties having within them cities which have a population of five hun-*  
6 *dred thousand (500,000) or more, the county superintendent shall be elected by*  
7 *the qualified voters of the county who reside outside the corporate limits of such*  
8 *cities.*

9        No one shall be eligible to the office of county superintendent of schools who  
10 is not of good character, actually engaged in educational work, the holder of a  
11 valid county supervisory certificate, or a State certificate, and who has not had  
12 at least four years' experience in teaching.



- 1 Introduced by Mr. Boyle, March 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to amend Section 43 of the "Motor Vehicle Law," approved June 30, 1919, in force January 1, 1920.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* Section 43 of the "Motor Vehicle Law",  
3 approved June 30, 1919, in force January 1, 1920, is amended to read as follows:

Sec. 43. Any person wilfully violating the provisions of this Act shall, ex-  
2 cept as otherwise provided herein, upon conviction, be fined in a sum not to ex-  
3 ceed the amount hereinafter set forth.

4 For the violation of sections 8, 14, 16, 17, 18, 19, 20, 21, 27, 28 and 40, or  
5 any of them, twenty-five dollars.

6 For a violation of section 22, two hundred dollars (\$200.00).

7 For the violation of any section or provision for which no specific penalty is  
8 provided, one hundred dollars (\$100.00).

9 *Provided,* that any offender who shall have been found guilty of a violation  
10 of any section of this Act and fined therefor, and who shall thereafter be con-



11 victed of a second violation of such section, may be fined in a sum not exceeding  
12 double the penalty herein provided for a first offense, and in addition thereto  
13 may have his certificate or license issued by the Secretaary of State revoked for  
14 a period not exceeding three months, and for a third or subsequent violation of  
15 the same section of this Act the certificate or license may, in addition to the fine  
16 provided for the second offense, be revoked for a period not exceeding six  
17 months. Any person whose license shall have been revoked for a violation of  
18 any of the provisions of this Act and who shall drive or operate a motor vehicle or  
19 motor bicycle within the State of Illinois, during the period for which his said  
20 license shall have been revoked or any person who, having once been convicted  
21 of a failure to comply with the provisions of this Act requiring a registration of  
22 motor vehicles or motor bicycles or the examination and licensing of chauffeurs  
23 shall fail or refuse to comply with said provisions, shall be deemed guilty of a  
24 misdemeanor and on conviction may be fined in a sum not to exceed two hundred  
25 dollars, or imprisoned in the county jail for a period not exceeding thirty (30)  
30 days, or both, in the discretion of the court. All fines imposed for violation of the  
31 provisions of this Act shall, *except in counties having a population of more than*  
32 *300,000*, be paid to the treasurer of the highway commissioners of the township  
33 or road district in which the offense is committed by the justice of the peace,  
34 clerk of the court, or other officer to whom the amount of such fines shall be by  
35 law required to be paid by the constable, bailiff, sheriff or other officer named  
36 in any execution issued for the collection of the same. *In counties having a pop-*  
37 *ulation of more than 300,000, such fines shall be paid to the county treasurer.* All  
38 money so received by the treasurer of the highway commissioners *or the county*  
39 *treasurer* shall be used in repairing and improving the roads within such town-  
40 ship, road district *or county*. And it shall be the duty of the Department of Pub-  
41 lic Works and Buildings, Chief Highway Engineer, county superintendents of  
42 highways and commissioners of highways to seasonably prosecute for all fines  
43 and penalties under this Act: *Provided, however, that whenever any such vio-*  
44 *lation shall occur within the limits of any city, village or incorporated town, or*

45 within the jurisdiction of any board of park commissioners, wherein no commis-  
46 sioners of highways exist or have jurisdiction, in such case all fines imposed for  
47 the violation of any of the provisions of this Act shall be paid to the treasurer  
48 of such city, village, or incorporated town or to the park commissioners within  
49 whose jurisdiction the offense is committed, by the justice of the peace, clerk of  
50 the court, or other officer to whom the amount of such fines shall be by law re-  
51 quired to be paid by the constable, bailiff, sheriff, or other officer named in any  
52 execution issued for the collection of the same, and all money so received by the  
53 treasurer of such city, village or incorporated town, or park commissioners,  
54 shall be used in repairing and improving the roads or streets within such city,  
55 village, incorporated town or park; and in such cases it shall be the duty of the  
56 police officers and officials of cities, villages, incorporated towns and parks to  
57 prosecute for all fines and penalties under this Act. The Secretary of State, for  
58 the purpose of more effectively carrying out the provisions of this Act is hereby  
59 authorized and empowered to appoint special representatives to act as automo-  
60 bile and motor bicycle investigators, in such numbers and for such localities as  
61 he may deem advisable, said investigators to serve without compensation.





- 1 Introduced by Mr. Boyle, March 9, 1921.
- 2 Read by title, ordered printed and referred to Committee on Judiciary.

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## A BILL

For an Act to repeal "An Act to restrict the manufacture, possession and use of intoxicating liquor within prohibition territory," approved June 21, 1919, in force July 1, 1919.

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SECTION 1. *Be it enacted by the People of the State of Illinois,*  
2 *represented in the General Assembly:* "An Act to restrict the manufacture, pos-  
3 session and use of intoxicating liquor within prohibition territory," approved  
4 June 21, 1919, in force July 1, 1919, is repealed.

















UNIVERSITY OF ILLINOIS-URBANA  
Q. 328.773 BIH C002 v.52:1-324(1921  
House bills [introduced in the] General



3 0112 089412248